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OF ROLL**

ROLL NO.

13.
*Commission Meeting
Minutes*

ODOT

November 4, 1980
Salem, Oregon

The Oregon Transportation Commission held a special telephone meeting at 11 a.m. originating in the Director's Office, Room 135, Transportation Building, Salem. Notice of the meeting was made by press release to newspapers of general and local circulation throughout the State. The following persons were on the telephone at the locations given:

Anthony Yturri, Chairman, Ontario
Tom Walsh, Vice Chairman, Seattle, Washington
Michael P. Hollern, Member, Bend
Peter J. Brix, Member, Portland
B. Gordon Coleman, Member, Eugene

Also in attendance in Salem were:

F. B. Klaboe, Director of Transportation
H. S. Coulter, State Highway Engineer
Larry Rulien, Executive Assistant to State Highway
Engineer
George Bell, Assistant Director for Intergovernmental
and Public Affairs
John Earley, Public Information Officer
Robert W. Gormsen, Manager, Commission Services

Mr. Klaboe announced that the meeting was being recorded in accordance with the Department of Transportation's Administrative Order No. 52.

Mr. Klaboe explained that the purpose of the meeting was to consider an agreement, which is now ready to sign, with Union Pacific Railroad Company providing for the acquisition of easements for construction of the Banfield Transitway Project in Portland. The agreement provides a system, using appraisals, for the payment of the easements to be acquired from the Railroad for light rail and highway improvements extending from the westerly end of the Banfield Freeway, easterly to the East Portland Freeway (I-205) near the intersection of N.E. 102nd Avenue and N.E. Halsey Street. He said the agreement provides that each party select an appraiser to determine the value of the easements. He explained that if both parties agree, the settlement will then be made; however, if an agreement cannot be reached, a condemnation procedure will result.

This agreement also provides a method of compensating the Railroad for moving the planned construction of an additional set of tracks from the south to the north side of its present tracks. Mr. Klaboe explained that the State will agree to restore the Railroad to its full functional capacity by paying the difference

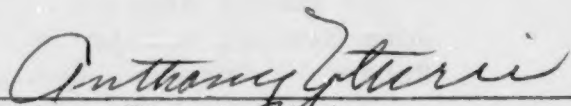
of the costs between a second mainline where it is presently contemplated by the Railroad to be built, on the south side of the present mainline, to a location on the north side of the present mainline. The amount of compensation for the severance damages will be the difference in costs between the north side and the south side. The agreement will require additional engineering studies to determine the difference in value which will be done by the Railroad and paid for by the State.

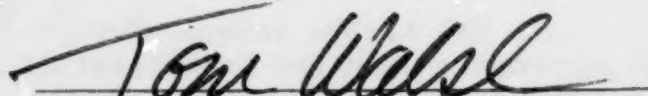
There was discussion concerning the building of a second track and Mr. Klaboe said the agreement is designed to pay the Railroad based on today's market, regardless of when they build.

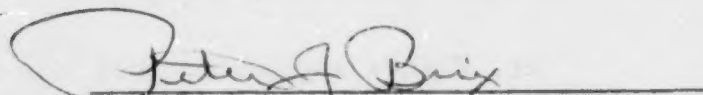
In response to the Vice Chairman's inquiry, Mr. Klaboe said the Federal Highway Administration agrees with this procedure.

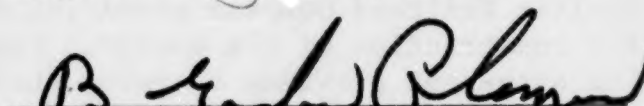
Mr. Klaboe said he and the staff recommend that the agreement be approved as presented. Chairman Yturri polled the Commission and they were in unanimous agreement to proceed by approving the agreement.

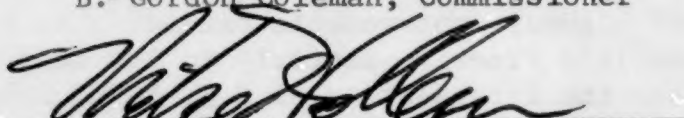
The meeting was concluded at 11:08 a.m.

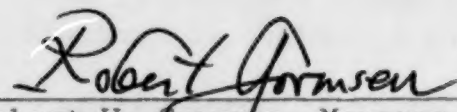

Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter J. Brix, Commissioner


B. Gordon Coleman, Commissioner


Michael P. Hollern, Commissioner


Robert W. Gormsen, Manager
Commission Services

November 19, 1980
Salem, Oregon

The Oregon Transportation Commission held a special telephone meeting at 10 a.m. originating in Room 135, Transportation Building, Salem. Notice of the meeting was made by press release to newspapers of general and local circulation throughout the State. The following persons were on the telephone at the locations given:

Anthony Yturri, Chairman, Ontario
Tom Walsh, Vice Chairman, Seattle, WA
Peter J. Brix, Member, Portland
B. Gordon Coleman, Member, Eugene
David Talbot, Administrator of Parks and Recreation
Division, Salem
Bill Nessly, Assistant Attorney General, Salem
Robert W. Gormsen, Manager, Commission Services, Salem

In attendance were other staff members and a representative from the press.

Mr. Talbot started the meeting by explaining a petition had been received on October 24, 1980, from the Oregon Manufactured Housing Dealer's Association to amend the existing administrative rule on the placement of mobile homes within the designated scenic waterways. He said Mr. Don Minor of the Association who initiated the petition was present.

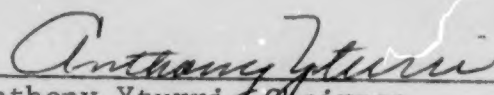
Mr. Talbot said the present rule allows mobile homes to be located only if they are completely concealed from view from the water by topography. The proposal would allow large mobile homes (at least 24 feet wide) to be placed using the same conditions which apply to traditional residential structures (painting in natural, muted tones, no roofs or large areas finished in bright or reflective colors). He said under the present rule, variances have been allowed where the mobile home has not substantially impaired the scenic quality of the waterway. This proposed amendment seeks recognition of the fact that some mobile homes resemble traditional residential structures in appearance.

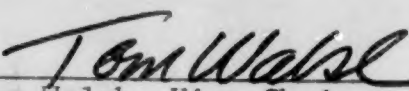
Under the Administrative Procedures Act, he continued, the Commission may either deny the petition to change the rule or direct that rulemaking procedures for change be initiated.

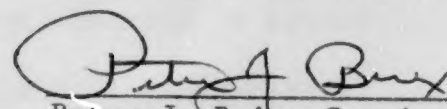
Mr. Talbot said the River Programs Section of the Parks and Recreation Division recommends that the Commission direct the Division to initiate rulemaking proceedings under the Administrative Procedures Act in order to seek public input pertinent to the advisability of a less restrictive approach to the placement of certain mobile homes within scenic waterways.

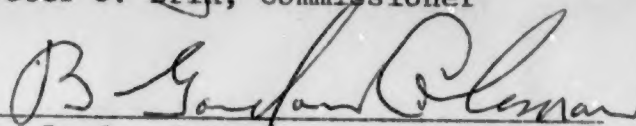
After a brief discussion, the Commission unanimously voted to accept the recommendation as presented.

The meeting was adjourned at 10:05 a.m.

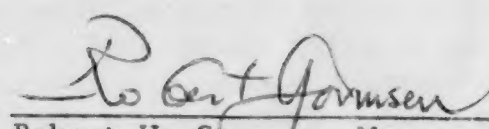

Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter J. Brix, Commissioner


B. Gordon Coleman, Commissioner

Michael P. Hollern, Commissioner


Robert W. Gormsen, Manager
Commission Services

November 25, 1980
Salem, Oregon

The Oregon Transportation Commission met in the Conference Room 122, Transportation Building, at 10 a.m. Notice of the meeting was made by press release to the newspapers of local and general circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
Peter J. Brix, Member
B. Gordon Coleman, Member
Michael P. Hollern, Member
F. B. Klaboe, Director of Transportation
Bill Nessly, Assistant Attorney General
Fred Miller, Assistant Director for Administration
Robert Royer, Assistant Director for Transportation
Policy and Planning
H. S. Coulter, State Highway Engineer
David Talbot, Administrator of Parks and Recreation
Division
Roger Ritchey, Deputy Administrator of Aeronautics
Division
Dave Moomaw, Administrator of Motor Vehicles Division
Dennis Moore, Administrator of Public Transit Division
Larry Rulien, Executive Assistant to State Highway Engineer
E. S. Hunter, Assistant State Highway Engineer, Technical
Services Branch
Glen Green, Federal Highway Administration
Joe Christian, Manager, ODOT Finance Branch
Robert Bothman, Administrator, Metropolitan Branch
Robert W. Gormsen, Manager, Commission Services

There were others present including representatives of the news media.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the following Commission meetings:
 - a. Regular meeting held on October 21, 1980.
 - b. Special telephone meeting held on November 4, 1980.
- 2) Amendment to the September 24, 1980, minutes concerning the approval of a contract with the Federal Aviation Administration for an aircraft activity counter demonstration project to add the following words: "... and take the necessary actions to accomplish this project."

- 3) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2704" on file in the Commission's files, Salem.)
- 4) Request from City of Lake Oswego to extend a project on the Oswego Highway at Terwilliger Boulevard (M.P. 5.74) on the north and Ladd Street (M.P. 6.61) on the south in Clackamas County. (Previously approved a project on "B" Avenue-North Shore Road Section on February 8, 1979.) Total estimated cost of project is \$1,834,000 of which \$1,558,900 will be from Interstate Transfer Funds withdrawn from the Mt. Hood Freeway and \$275,100 will be provided by the City of Lake Oswego.
- 5) Eleven projects in the 1981 Special City Allotment Program in the following cities:

1981 Special City Allotment Program

<u>CITY</u>	<u>STREET & TYPE OF WORK</u>	<u>SCA</u>	<u>CITY</u>	<u>TOTAL</u>
Eagle Point	Shasta Avenue (Main to S.C.L.); Overlay	\$ 25,000	\$ 33,700	\$ 58,700
Elgin	10th Street (Division to Hartford), Galveston (10th to 9th); Overlay	25,000	19,500	44,500
Hood River	Serpentine Street (Sherman Avenue to Montello Avenue); Reconstruct	25,000	*196,300	221,300
Lexington	Blackhorse Creek (Arcade Street) Bridge; Structure	24,000	96,000	120,000
Malin	"D" Canal (6th Street) Bridge; Structure	18,300	** 73,200	91,500
Nehalem	9th Street (Hwy. 101 to "B" St.), "B" Street (7th St. to 9th St.), 8th Street (Hwy. 101 to Tohls Ave.), Tohls Avenue (Hwy. 101 to 8th); Overlay	25,000	2,300	27,300
Philomath	N. 19th Street (Main to College); Reconstruct	25,000	20,400	45,400
Phoenix	1st Street; Reconstruct and Overlay	25,000	--	25,000

(Continued on next page.)

<u>CITY</u>	<u>STREET & TYPE OF WORK</u>	<u>SCA</u>	<u>CITY</u>	<u>TOTAL</u>
Seaside	S. Holladay Drive (Ave. "G"- Ave. "I"); Reconstruct	\$ 25,000	\$ 14,000	\$ 39,000
Sherwood	NW Washington Street (Stella Olsen Park-NW Lee), also known as Meinecke Road; Reconstruct	25,000	44,600	69,600
Tualatin	S.W. Martinazzi (Sagert to Avery); Reconstruct	<u>25,000</u>	<u>37,000</u>	<u>62,000</u>
	TOTALS	<u>\$267,300</u>	<u>\$537,000</u>	<u>\$804,300</u>

* Includes \$64,500 from SOS Funds

** Funded from OFF-SYSTEM Highway Bridge Replacement

6) Designated a new winter recreation parking area on the Weston-Elgin Highway at M.P. 24.22 in Union County.

7) Added a traffic signal project on the Oswego Highway at Cedar Oak Drive in Clackamas County to the Six Year Highway Improvement Program. City of West Linn will pay for half of the signal cost estimated at \$25,000. The remaining \$25,000 will be from State Funds released from the Oswego Highway at Hidden Springs Drive Project now paid for by a developer.

8) Adopted as permanent administrative rules the following items:

- a. 1978 Edition of the Manual on Uniform Traffic Control Devices as revised on December 1979 together with ten exceptions and two revision supplements dated July 1980.

The current administrative rule adopting the 1978 Edition of the Manual, exceptions and supplements are repealed.

"Administrative Rule No. 116A" is on file in the Commission's files, Salem.

The rule was filed with the Secretary of State on November 26, 1980, and effective on that date. The rule will be published in the Administrative Rule Bulletin on December 15, 1980.

- b. A publication for signing and flagging of Highway Division road maintenance operations, containing one chart and ten drawings.

"Administrative Rule No. 141" is on file in the Commission's files, Salem.

The rule was filed with the Secretary of State on November 26, 1980, and effective on that date. The rule will be published in the Administrative Rule Bulletin on December 15, 1980.

- 9) Established a truck route over The Dalles-California Highway and Klamath Falls-Malin Highway around the south side of Klamath Falls in Klamath County. Granted authorization to the State Highway Engineer to sign the necessary documents.
- 10) Adopted a survey on the Mystic Creek-Muns Creek Section of the Coos Bay-Roseburg Highway in Douglas County. ("Highway Corridor and Design Resolution No. 434" is on file in the Commission's files, Salem.)
- 11) Adopted a temporary administrative rule for contested cases by all DOT Divisions except Motor Vehicles Division. Rule would: 1) make hearsay rule the same as that in the Administrative Procedures Act; 2) govern exclusion of exhibits from evidence; and 3) provide that officer in charge of the program be responsible for content of final order in contested case arising from that program. (Amends OAR 734-20-075 and OAR 734-20-090)

"Administrative Rule No. 146" on file in the Commission's files, Salem.

This rule was filed with the Secretary of State on December 1, 1980, and effective on that date. The rule was published in the Secretary of State's Administrative Rule Bulletin on December 15, 1980.

Written delegated authority reports were mailed to the Commission which show actions taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders: (Exhibits on file in the Commission's files, Salem.)

(Continued on next page.)

Chairman of Transportation Commission	Exhibit A
Vice Chairman of Transportation Commission	Exhibit B
Director of Transportation	Exhibit C
State Highway Engineer	Exhibit D
Assistant State Highway Engineer	Exhibit E
Right of Way Manager	Exhibit F
State Parks Administrator	Exhibit G
Chief Counsel	Exhibit H
Highway Controller	Exhibit I
Public Transit Administrator	Exhibit J

The Commission confirmed Monday, December 22, 1980, for their next meeting in Salem, and tentatively set additional meetings for Tuesday, January 20, and Tuesday, February 17, 1981, in Salem.

Mr. Klaboe presented an AASHTO President's Award plaque to Dave Williams, Oregon's Rail Plan Coordinator, for his contribution in the area of rail transportation. Chairman Yturri added his thanks and congratulations to Mr. Williams.

Mr. Klaboe requested authority to appear before the Emergency Board to request the transfer of two Fiscal Coordinator positions from Central Services to the Highway Division and Motor Vehicles Division. The Commission unanimously approved the request as follows:

- 1) Authorized the transfer of one Fiscal Coordinator 3 position to the Highway Division and one Fiscal Coordinator 2 position to the Motor Vehicles Division, effective February 1, 1981.
- 2) Authorized adjustment of expenditure limitations as follows:
 - a. Central Services - decrease the Other Funds limitation by \$31,428, as established under Section 2, Chapter 371, Oregon Laws, 1979.
 - b. Highway Division - increase the Other Funds expenditure limitation by \$16,866, as established by Section 1, Chapter 464, Oregon Laws, 1979.
 - c. Motor Vehicles Division - increase the Other Funds limitation by \$14,562, as established by Section 1, Chapter 419, Oregon Laws, 1979.

Commissioner Hollern inquired of Mr. Ritchey about the closure of the VOR installation at the Redmond Airport. Mr. Ritchey said the new installation will be completed possibly by the middle of January. It is hoped that by relocating the VOR on the airport it will be much more accurate. Commissioner Hollern urged his support in getting this installed as quickly as possible.

Mr. Moore introduced Ed Immel who is now in charge of the Willamette Valley Rail Project replacing Jack Graham. Mr. Immel requested authority to extend the agreement with Petzold & Associates and increase it in the amount of \$65,000 for advertising the Willamette Valley Rail Project. He recalled that the Emergency Board on October 17, 1980, approved a transfer of \$75,000 in Willamette Valley Rail Funds from capital and operating line items to the advertising budget line item. He said this \$75,000 is to be used for further promotion of the Willamette Valley Express trains which are to operate through June 1981. He explained that \$10,000 will be used for in-station information, intermodal schedules and other small advertising and promotion items that may arise during the remainder of the project. He said new schedule changes will be effective on December 7. The Commission unanimously approved the request.

Commissioner Brix inquired about the ridership in the last 30 days. Mr. Immel said it is down about 25 - 30% since the fare increases. He said they are working with Amtrak for a readjustment of the fares.

Mr. Coulter asked Joe Christian to bring the Commission up to date on the Highway Division's Financial Management System Study.

Mr. Christian recalled that the Commission in September had authorized the Department to receive proposals for this study. He said seven proposals were received and he is recommending the proposal of Peat, Marwick, Mitchell and Company to perform this study. He commented that their bid of \$116,000 was not the lowest but the high quality of their staff and method of their review were compelling factors in the recommendation to accept their bid. He said the study would be completed by next June.

In response to Commissioner Coleman's question as to the amount of the low bidder, Mr. Christian replied that it was \$98,000.

Commissioner Brix moved that the proposal of Peat, Marwick, Mitchell and Company be accepted. Commissioner Hollern seconded the motion and the Commission voted unanimous approval. (A copy of the agreement with Peat, Marwick, Mitchell and Company is on file in the Commission's files, Salem.)

Mr. Rulien reported on the Highway Division's financial status. He handed to the Commission a four-page written report, which included a chart, on the gasoline tax revenue projections. (Copies on file in the Commission's files, Salem.) He pointed out the great difficulty in any projection; however, it appears quite definite that the gas tax revenue will continue its downward trend.

Mr. Loyd Henion explained some of the details of forecasting techniques. He pointed out that some States have a variable tax. It was mentioned that Oregon has one of the lowest rates of gas tax in the United States.

Mr. Coulter said with the effects of the revenue reductions this would mean adjustments in the Six Year Program. He handed each Commissioner a copy of the Six Year Program and explained the status of various projects. The updated Program was color coded as to its contract schedule date. (Copy of Program on file in the Commission's files, Salem.) He also mentioned two scenarios on the construction and maintenance programs assuming that the revenue reduction would continue. Number one would take all the cuts caused by diminished revenue from the construction program. Number two would take all the cuts from the maintenance program. An obvious third scenario would be a combination of taking some of the cut from maintenance and some of the cut from construction. The Commission expressed a desire to discuss this further at a following meeting upon receiving from Mr. Coulter a written report on the impacts of the cutbacks in the construction and maintenance programs.

Mr. J. B. Boyd, Right of Way Manager, requested the Commission's approval of two supplemental agreements pertaining to the Justice Center in Portland. He explained the two agreements are supplements to the original Downtown Detention Center Project Management Agreements with the City of Portland and Multnomah County. He said these supplements provide, among other things, the guaranteed maximum price that was to be provided under the terms of the original agreements. The Commission unanimously approved the supplemental agreement with the City of Portland and the supplemental agreement with Multnomah County.

Mr. Klaboe complimented Mr. Boyd and he thanked Vice Chairman Walsh for the many hours spent with the City and the County on this Justice Center Project. He said it was a difficult task to properly and fairly balance the interests of each party involved. The Chairman concurred with Mr. Klaboe's statement and he thanked Mr. Klaboe for his part in this project particularly in the final stages.

Mr. Coulter told the Commission that a volunteer group of horsemen had constructed a rest facility for horses at the Santiam Rest Area along I-5 in Marion County. The rest and exercise area is designed to accommodate horses being hauled in trailers behind automobiles. He said no tax dollars were used in the development.

Mr. Talbot asked the Commission's approval of a restrictive covenant with William R. Webster and Thomas Luckey covering property at Agness within the Rogue River Scenic Waterway in Curry County. He explained that the construction of a single-family dwelling is situated behind a heavy stand of trees and when completed only the outline of the structure will be visible from the river if the existing vegetation is permanently maintained. In order to prevent the removal of any vegetation, the staff approved the proposal subject to certain stipulations. He said one of the stipulations is the restrictive covenant on the land which controls removal of vegetation. The Commission unanimously approved the restrictive covenant. (Letter of approval with stipulations dated November 5, 1980, signed by John E. Lilly, Manager of River Programs, on file in the Commission's files, Salem.)

Mr. Talbot recalled that the Scenic Waterway Law directs the Commission to "continuously study" additional rivers for possible addition to the system. He said his staff has studied the North Umpqua River in Douglas County and a copy of the report was mailed to the Commission on November 10, 1980. Also mailed to the Commission were the Scenic Waterways Advisory Committee meeting summaries and letters pertaining to this proposed project. (Copies on file in the Commission's files, Salem.) He said since the mailing of that material to the Commission, a number of letters have been received and copies are before the Commission today for their review. (Copies of letters on file in the Commission's files, Salem.)

Mr. Talbot said the study finds that the 33-mile section of river between Rock Creek upstream to just below the Soda Springs Powerhouse qualifies for designation under the law. He stated that 97% of the adjacent land is publicly owned by the U. S. Forest Service and the Bureau of Land Management.

Mr. Talbot said the Scenic Waterways Advisory Committee held a public meeting in Roseburg on August 14, 1980, in which 150 people attended with an even split for and against the designation. He said the Committee voted five to one to pass the proposal on to the Commission with a favorable recommendation. He commented of the written communications to either the Governor or the Department roughly 60% favored designation and approximately 30% opposed it. He said the vast majority of elected local officials in Douglas County are against the designation.

Mr. Talbot outlined for the Commission the arguments for and against the designation. (See Mr. Talbot's letter of November 10, 1980, to the Commission on file in the Commission's files, Salem.)

Mr. Talbot said there were a number of persons in attendance today who wished to state their views to the Commission.

Mr. Nessly stated that the issue is whether the Commission should authorize the staff to continue the process and hold an administrative rule hearing in Douglas County.

The Chairman suggested that all of those persons favoring inclusion be heard first and then the persons opposing the inclusion would be heard next.

FAVORING THE DESIGNATION

Dan Callaghan of Salem presented copies of his written statement to the Commission. (Copy of letter from John Daniel Callaghan, Steamboaters, dated November 25, 1980, on file in the Commission's files, Salem.) He urged the Commission to continue the administrative process and hold a public hearing in Roseburg. He felt the designation would not have any substantial effect on private development interests and that the economic benefits from tourism with designation would far outweigh the financial loss to the timber industry. He presented to the Commission a petition signed by approximately 600 in support of the designation. (Petition on file in the Commission's files, Salem.) He said this designation would give needed coordination and protection at the same time.

Jim Van Loan said he and his wife owned and operated the Steamboat Inn on the North Umpqua River. He said this designation is in the best interests of the State of Oregon. He felt jobs and timber were not an issue but dams and four-lane highways were an issue. He concurred with the Scenic Waterways Advisory Committee's recommendation. Commissioner Coleman asked Mr. Van Loan if this river could provide power. Mr. Van Loan replied in the affirmative and said the Corps of Engineers has designated seven dam sites on the river.

Bob Williams, Idleyld Park, stated he favored the designation and asked for a hearing in Roseburg. He also responded to some of the objections voiced by the opposition. The Chairman asked Mr. Williams if there had been any deterioration of the river since 1972. He replied no except for additional improvements due to the highway. There was discussion concerning the bill in Congress to designate the river as a scenic river. Mr. Williams was of the opinion he would rather have this designation at the State level than at the Federal level.

Fred Boyle from Bend said he has seen what has happened to rivers in other States. He was concerned about the fishing aspect of the river. He could see no loss to the economy of the County by this designation and he urged continuation of the process for designation.

Yvonne Knouse of Roseburg felt that the river should be determined objectively as a scenic waterway on the values as a free-flowing river. She also felt the river qualifies for this designation.

David Terry of Roseburg displayed a map of the Douglas County Study Dams. (Map on file in the Commission's files, Salem.) He stated that his family owns property within the proposed area. He said that although his family is in favor of this designation their strongest concern is that the designation would not lay out in as comprehensive a fashion the restrictions on the publicly administered land as it does the privately administered land. He felt this designation would not cause another layer of government.

Frank Moore of Idleyld Park said he and his wife own approximately 25% of the private land within the proposed designated area and are in favor of this designation.

Charles S. Collins of Roseburg said he was one of the original people who put together the application for this river to be a scenic waterway in 1972. He felt the necessity to protect this vital resource is still in existence due to increased population. One thing that this designation would do, he felt, is give the river recognition. The Chairman asked him if he felt the river had deteriorated. He said he thought the BLM, Forest Service and County had done a reasonable job but things may happen in the future that could cause deterioration of the river.

Bill Strader, Glide, felt the issue is "are we committed to conserving and enhancing the total North Umpqua River?" He favored Statewide land use planning and controls.

OPPOSING THE DESIGNATION

Jim Geisinger, Douglas Timber Operators, Roseburg, questioned whether this designation is needed. He was concerned if this becomes a State designation that a Federal designation would follow. He presented a letter from the Bureau of Land Management dated October 15, 1980, stating that there is excellent coordination between agencies relevant to river management. (Copy of letter on file in the Commission's files, Salem.)

Bill Vian, Douglas County Board of Commissioners, submitted a written letter to the Commission stating their opposition to this proposed designation. (Letter dated November 20, 1980, on file in the Commission's files, Salem.) He asked the Commission to examine closely the need for this added level of control on the river. He said the County and other elected officials feel it is not necessary and that the river is being managed very well.

Joyce Morgan, Southern Oregon Resource Alliance, Roseburg, said this designation is unnecessary and is in conflict with their goals. She felt it would be another layer of bureaucratic control. She said the high level of coordination between the BLM, Forest Service, Fish and Wildlife and the County has and will continue to protect the river values. She urged that the Commission reject this proposal.

William R. Rouse, Roseburg, felt this would be another layer of government and that the BLM and Forest Service now protect the river. If this is designated, he felt it would take more personnel to implement the program in the years to follow than allowed for by the State.

Dennis Hayward, Northwest Timber Association, Roseburg, is concerned what effect this may have on the timber supply. He felt that the classification of the river will quickly become a major reason to justify severely limiting or totally prohibiting timber management in any of the drainages flowing to the North Umpqua. He said the river is already protected; it would be another layer of unneeded government; and it would be a foothold for those whose goals are to reduce or stop timber management beyond the river corridor. He urged the Commission to cease any further consideration of this proposal.

Forest Kennedy from Glide opposed the designation. He discussed the dams; he was in favor of widening the highway due to the logging trucks use of the highway; and he questioned the Parks Division's ability to manage this river with their current revenue situation.

Harry J. Collins, Idleld Park, said anything he would say would be repetitious but he was against the designation.

Charles Adams, Manager of the Roseburg Chamber of Commerce, said a letter had been sent to the Commission opposing this designation. He referred to the tourism and timber industry, dams, and Federal legislation concerning this river. He said that it is not only this one designation that they are opposing, but the overall land set aside that is occurring in the State that will bring an economic effect on Oregon.

After all interested persons had been heard, Chairman Yturri outlined three courses of action to the Commission:

- 1) Take the matter under advisement and do nothing further.
- 2) Take it under advisement and continue with the hearing process.
- 3) Reject the recommendation of the Scenic Waterways Advisory Committee and instruct staff to stop all work on the project.

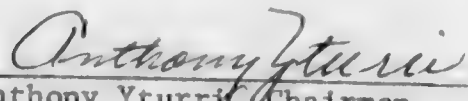
Commissioner Hollern moved that the Commission instruct the staff to conduct the hearing. Voting for the motion was Commissioner Hollern. Voting against the motion were Chairman Yturri, Vice Chairman Walsh, and Commissioners Brix and Coleman. The motion was defeated.

Commissioner Brix said that the testimony presented to the Commission shows that there are several governmental agencies protecting the area and he felt this would be another layer of government activity coordinating other government activities which appears to be fairly effective at the present time.


Commissioner Brix moved that the Advisory Committee's recommendation be opposed and the staff be instructed to cease work on the project and to let the Commission know if there is something that develops in the future that needs reconsidering. Chairman Yturri, Vice Chairman Walsh, Commissioners Brix and Coleman voted in favor of the motion and Commissioner Hollern opposed the motion.


The motion carried by a four to one vote to reject the Scenic Waterways Advisory Committee's recommendation to continue the designation process.

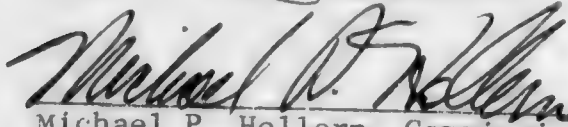
There being no further business, the meeting was adjourned at 12:59 p.m.



Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter J. Brix, Commissioner


B. Gordon Coleman, Commissioner


Michael P. Hollern, Commissioner


Robert W. Gormsen, Manager
Commission Services
November 25, 1980

A

11-25-80

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

Number	Name	Consideration
50495	Safeway Stores, Incorporated	\$ 5,500.00
51154	City of Lake Oswego	33,000.00
51156	Commerce Investment Inc. and Douglas D. & Marilyn J. McIver	1,150.00
26-102.45	Pacific Power & Light Co.	90.00
162-0.02	Frank H. Spears, Trustee	150.00
	5 Transactions	\$39,890.00

- (2) A gift of oceanfront property has been offered to the Parks Division by Dr. Reany Fulsher of Portland. The property is located about three-fourths of a mile north of Oceanside Beach State Wayside and one-half mile south of Cape Meares State Park. The property consists of the northerly face of a prominent headland extending to the Cape Meares County Road. The property should provide a location for a public access trail to an isolated half-mile sandy beach. The Tillamook County Commissioners have approved the gift going to the State. (Parks Division)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 14 day of October, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

Paul C. ...
STATE HIGHWAY ENGINEER

DATE: 10/10/80

A

11-25-80

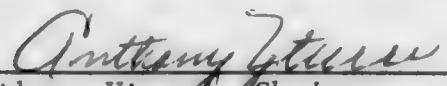
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Action Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved the following item and report this action for your official records:

On October 24, 1980, gave telephonic approval to F. B. Klaboe for a License Agreement with McDonnell Douglas Automation Company for use of their software products (MSCS-Management Scheduling and Control System). This system will be used to plan, schedule and monitor highway projects. The license fee for the basic system is \$40,000 plus \$280 monthly maintenance.

Dated this 3 day of November, 1980



Anthony Yturza, Chairman
Oregon Transportation Commission

APPROVED


STATE HIGHWAY ENGINEER

DATE: 10-31-80

A

TO: Oregon Transportation Commission MINUTES OF 11-25-80
SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50756	Ackerley Communications Inc.	\$ 5,722.00
50886	MSM Investment Company	46,000.00
51090	Eiring, W. J. & Mary	850.00
51106	Harmon, Grace Gladys	300.00
51126	Kitting, John E.	200.00
51221	Zuckerman, Marion G. & David E.	100.00
51696	Morgrass Grazing Association	-0-
51697	Cannon, James	-0-
	8 Transactions	\$ 53,172.00

(2) Memorandum of Understanding with Marion County for construction of boating facilities at Willamette Mission State Park. State to pay no more than \$50,000 or one-half actual costs of construction, whichever is less. (Parks Division)

(3) Agreement with Washington County for the installation of traffic signals on the Beaverton-Hillsdale Highway at S. W. 107th Avenue. The State will design, install and maintain the traffic signals. The County will pay all costs of the project and accept all responsibility for electrical energy consumed. (Local Government Unit)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 27 day of October, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER
DATE: 10/29/80

A
NOV 25 1980

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
41281	McAdams, James & Winifred	\$ 1,917.00
50500	Cascade Chrysler Center, Inc.	378.00
51688	May, M. Blodwin Jones	350.00
51691	Robinson, William R. & Constance A.	-0-
	4 Transactions	\$ 2,645.00

(2) Agreement with the North Clackamas Christian School for the installation of traffic signals on the Cascade Highway South at the School Crossing in Clackamas County. The State will install the signal using State forces and salvage material, perform maintenance and pay for electrical energy. The School has agreed to contribute \$2,000 toward the cost of the project. (Local Government)

(3) Agreement with City of Portland and the Portland Development Commission concerning the Waterfront Development Project in Portland. The State will prepare the contract documents and perform the construction engineering. The Development Commission will pay all costs of the project with no expense to State or City. (Local Government)

(4) Supplemental agreement with Washington County concerning the Scholls Highway at 135th and Old Scholls Ferry Road Section of the Scholls Highway No. 143. Upon completion of the project, State is to assume maintenance, jurisdiction and control over the newly constructed "T" type intersection, with all County's right, title and interest in the right of way of the reconstructed section passing to State. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 3 day of November, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER

DATE: 10-31-80

A

11-25-80

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project "D" Canal (6th Street) Bridge
 (Contract No. 9206)
 Type of Work Structure F.A. Proj. No. BROS-1801(1)
 County Klamath Highway City Street
 No. of Bidders 7 Low Bidder Stach Construction Company, Grants Pass
 Low Bid \$ 53,717.00 "B"

Engineer's Recommendation: Award to low bidder subject to concurrence of the City of Malin and the sum of \$11,800.00 is deposited by the City.

No. 2 Project Beaverton-Tualatin Hwy. @ Hunziker Street (Tigard)
 (Contract No. 9207)
 Type of Work Traffic Signal Installation F.A. Proj. No. State
 County Washington Highway Beaverton-Tualatin
 No. of Bidders 7 Low Bidder Hansen Electric Company, Inc., Coos Bay
 Low Bid \$ 98,272.04

Engineer's Recommendations: Award to low bidder subject to bidder meeting MBE requirements and the sum of \$3,045.00 being deposited by the Tualatin Rural Fire Protection District.

No. 3 Project SW Murray Blvd.-SW Walker Rd. (Beaverton)
 (Contract No. 9208) IX-F32(10),
 Type of Work Grading, Paving & Signals F.A. Proj. No. HHS-HES-9244(1) & State
 County Washington Highway Tualatin Valley
 No. of Bidders 5 Low Bidder Hansen Electric Company, Inc., Coos Bay
 Low Bid \$ 695,601.38

Engineer's Recommendations: Award to low bidder subject to bidder meeting MBE requirements and concurrence of the City of Beaverton and the FIWA and the sum of \$44,000.00 is deposited by the City and \$2,900.00 is deposited by the Washington County Fire District #1.

APPROVED BY CHAIRMAN
 ANTHONY YTURRI

DATE 11-4-80

-3904 -

A.
11-25-80

No. 4 Project Dundee/Newberg Rd. @ SPRR X'ing
(Contract No. 9209)
Type of Work Grading & Paving F.A. Proj. No. RRO-RRS-000S(37)
County Yamhill Highway County Roads
No. of Bidders 4 Low Bidder Kizer Excavating Co., McMinnville
Low Bid \$ 117,525.40

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA and Yamhill County and the sum of \$10,760.00 is deposited by the County.

On November 4, 1980, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received October 23, 1980, and authorized him to sign the contracts when conditions for awards have been met.

Dated this 10 day of November, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

TO: Oregon Transportation Commission

A

SUBJECT: Report of Actions Taken Under Delegated Authority

11-25-80

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50713	Rosenburg Real Estate Equity II	\$ 1,700.00
51094	O'Brien, Thomas M. and Penny S.	750.00
51702	Walton, J. F. and M. Katherine	-0-
	3 Transactions	\$ 2,450.00

(2) A gift of oceanfront property has been offered to the Parks Division by Dr. John P. Keizer of Portland. The approximate 1.65-acre ownership is an inholding within Shore Acres State Park in Coos County and Parks has been seeking to obtain the property for many years. Dr. Keizer's family had obtained this small parcel from Louis Simpson, from whom most of the State Park was acquired. (Parks Division)

(3) A letter-form agreement with the City of Jefferson for improvements to the Santiam Safety Rest Area in Marion County. The State will install a pressure line at its own cost to connect the rest area with the City's sanitary sewer system. There will be a one time service connection fee of \$11,000 and the disposal service fee will be in accordance with the established rate schedule plus a 25 percent surcharge for service furnished outside the City limits. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 10 day of November, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 11/21/80

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

A

11-25-80

No. 1 Project SE 17th Ave.-SE 28th Ave. (Portland)
Grade, Pave, Structures, (Contract No. 9210)
Type of Work Illumination & Signals F.A. Proj. No. IX-9793(3)
County Multnomah Highway FAU 9793 (SE Holgate Blvd.)
No. of Bidders 6 Low Bidder Hamilton Construction Co., Springfield
Low Bid \$ 3,412,268.50

Engineer's Recommendation: Award to low bidder subject to bidder meeting MBE requirements and concurrence of the City of Portland and FHWA and the sum of \$274,300.00 is deposited by the City.

On November 4, 1980, I accepted the State Highway Engineer's recommendation for award of the project on which bids were received October 30, 1980, and authorized him to sign the contract when conditions for the award has been met.

Dated this 10 day of November, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

B

11-25-80

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Action Taken Under Delegated
Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following agreement and report this action for your official records:

On October 30, 1980, I approved an agreement with the Metropolitan Service District to appoint a Bi-State Task Force to address transportation problems affecting the Portland/Vancouver Corridor. DOT agrees to pay \$3,000 to the Metropolitan Service District for its fair share of local match in support of the Bi-State Study.

Dated this 14 day of Nov, 1980

Tom Walsh
Tom Walsh, Vice Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 11/25/80

C

11-25-80


TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report them for your official records:

- 1) On October 20, 1980, approved Master Agreement for College Work-Study Program, Off-Campus Employment, with Chemeketa Community College. An agreement addenda outlining details of work to be performed, number of students, salary and hours shall be signed by College and authorized official of the Department of Transportation and attached to Master Agreement at time student work is contracted. Period of agreement October 1, 1980 to October 1, 1983.
- 2) On September 29, 1980, approved an Extension Letter Agreement between the State Department of Transportation and the Department of Energy, which extends the period of performance of original agreement for development and initial marketing of Statewide Rideshare Program from September 30, 1980 to October 31, 1980.

Dated this 12th day of November, 1980.


F. B. Klaboe, Director of Transportation

11-12-80

D

11-25-80

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report them for your official records:

- 1) On October 9, 1980, established a 45 MPH speed zone on the Redwood Highway No. 25, in the vicinity of Cave Junction, from 0.48 mile south of Laurel Road (M.P. 28.25) to 0.13 mile north of River Street (M.P. 28.37) and from 250 feet south of the Oregon Caves Highway (M.P. 29.00) to Burch Drive (M.P. 31.32) in Josephine County. (Rescinds Speed Zone Order No. 711 dated December 4, 1975.) (Speed Zone Order No. 851)
- 2) On October 14, 1980, established a 45 MPH speed zone on The Dalles-California Highway No. 4 from the Oregon-Washington State Line (M.P. 0.00) to the southern end of The Dalles Bridge (N.C.L. of The Dalles) (M.P. 0.41) in Wasco County. (L. W. Rulien approved on behalf of H. S. Coulter) (Speed Zone Order No. 852)
- 3) On October 28, 1980, authorized a presentation to the Federal Highway Administration on behalf of the Travel Information Council, for approval to place "FREE PHONE RESERVATIONS" signs on the interstate system indicating a free phone reservation system to subscribing motels in rest area gazebos. Color and Design, Inc. (provider of the gazebos) would finance the installation of the signs if the FHA approves the concept.

11-25-80

- 4) On October 27, 1980, approved use of U-turns at the following intersections in Klamath County:
- a) Klamath Falls-Lakeview Highway at Avalon Street - Highway No. 20 - M.P. 2.26 (both directions).
 - b) Klamath Falls-Lakeview Highway at Austin Street - Highway No. 20 - M.P. 2.44 (both directions).
 - c) Klamath Falls-Lakeview Highway at Crest Street - Highway No. 20 - M.P. 2.97 (both directions) with the understanding that the District Engineer will closely monitor traffic operation at this U-turn. If problems start occurring, the U-turn permission will be withdrawn.
- 5) On September 29, 1980, approved a professional services contract with Explosives Services Company (Albert Teller) as an expert on blasting to analyze, provide advice and possibly serve as an expert witness in court in connection with a lawsuit involving Contract No. 8003 with S. D. Spencer and Sons, Inc., Pacific Highway, Douglas County. Cost not to exceed \$2,050. (Approved by L. W. Rulien on behalf of State Highway Engineer)

Dated this 17 day of November, 1980

H. S. Coulter
H. S. Coulter, State Highway Engineer

11-14-80

11-25-80

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated
Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Traffic signal installation on the McKenzie Highway at 42nd Street in Springfield, Lane County. Bids received September 25, 1980. Contract No. 9202 awarded October 9, 1980, to Hamilton Electric, Inc., Eugene, at \$64,855.
- 2) "D" Canal (6th Street) Bridge in Malin, Klamath County. Bids received October 23, 1980. Contract No. 9206 awarded November 12, 1980, to Stach Construction Company, Grants Pass, at \$53,717 (Alternate B).
- 3) Work on Dundee/Newberg Road at SPRR Crossing in Yamhill County. Bids received October 23, 1980. Contract No. 9209 awarded November 13, 1980, to Kizer Excavating Co., McMinnville, at \$117,525.40.
- 4) Work on the S. E. 17th Avenue-S. E. 28th Avenue (Portland) Section of FAU 9793 in Multnomah County. Bids received October 30, 1980. Contract No. 9210 awarded November 5, 1980, to Hamilton Construction Co., Springfield, at \$3,412,268.50.
- 5) Rock screen slope protection at M.P. 44.5 on the North Santiam Highway in Marion County. Bids received November 6, 1980. Contract No. 9212 awarded on November 12, 1980, to Don Haisch Construction, Inc., Portland, at \$89,565.
- 6) Work on the Cannon Beach Junction-Necanicum Junction Section of the Sunset Highway in Clatsop County. Bids received November 6, 1980. Contract No. 9213 awarded November 12, 1980, to J. C. Compton Co., McMinnville, at \$1,830,889.65.
- 7) Work on Dean Creek Bridge on Umpqua Highway in Douglas County. Bids received November 6, 1980. Contract No. 9214 awarded on November 12, 1980, to Ross Bros. Construction, Inc., Salem, at \$454,239.

11-25-80

- 8) Work on Roseburg South City Limits-Junction Coos Bay/Roseburg Highway Section of the Oakland-Shady Highway in Douglas County. Bids received November 6, 1980. Contract No. 9215 awarded November 12, 1980, to Roseburg Paving, Inc., Roseburg, at \$980,392.50.
- 9) Work on the Middle Fork Willamette River-Salmon Creek (Oakridge) Section of the Willamette Highway in Lane County. Bids received November 6, 1980. Contract No. 9216 awarded November 12, 1980, to Wildish Construction Co., Eugene, at \$1,136,469 (Alternate B).

Dated this 17 day of November, 1980


H. S. Coulter, State Highway Engineer

11-14-80

11-25-80

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under authority delegated to me to accept contracts completed according to specifications, I accepted the following:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Wildish Corvallis Construction Co. No. 9011	Talbot Rd.-Santiam River (Jefferson) Marion County	October 9, 1980
Willamette-Western Corp. No. 8998	Haines Rd.-Molalla River (Canby) Clackamas County	October 13, 1980
Western Bridge, Inc. No. 9126	Ames Creek (Sweet Home) Linn County	October 15, 1980
Peter Kiewit Sons' Co. No. 8959	Lexington-Bombing Range Road & Lexington-Pieper Canyon Road Morrow County	October 17, 1980
Fabricators, Inc. No. 9157	Libby Drive-Tarheel Creek Coos County	October 17, 1980
Hensel Phelps Const. Co. No. 8795	UPRR 2nd St. O'Xing (LaGrande) Union County	October 23, 1980
Hamilton Electric, Inc. No. 8940	Halsey St. @ 223rd Ave. (Fairview) Multnomah County	October 23, 1980
Hamilton Electric, Inc. No. 8837	Pac. Hwy. W. @ McDonald St. (Tigard) Washington County	October 23, 1980
Traffic Marking Spec. No. 9156	Coquille & Myrtle Point Pavement Marking Coos County	October 24, 1980
Hoberg Const., Inc. No. 9128	N. Tigard Intchge.-SW Beef Bend Rd. (Tigard) Washington County	October 27, 1980
Bracelin-Yeager Excav. & Trucking No. 9137	Newmark Ave.-Ocean Blvd. (Coos Bay) Coos County	October 27, 1980
Gervais Const. Co. No. 8817	Silver Falls State Park Marion County	October 30, 1980
C.W. McCallen Const. Co. No. 9124	Ferguson Rd.-Tekampe Rd. Deschutes County	October 30, 1980
Baker Redi-Mix, Inc. No. 9139	UPRR X'ing-LaGrande/Baker Hwy. (Baker) Baker County	October 30, 1980

E

11-25-80

Contractor and
Contract No.

Section and County

Acceptance
Date

Douglas S. Coats Const.
No. 9071

UPRR/Burnt River (Huntington) Br.
Baker County

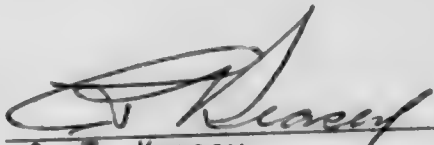
October 30, 1980

Baker Redi-Mix, Inc.
No. 9171

Forest Boundary-North Powder
River
Baker County

October 30, 1980

November 10, 1980


C. T. Keasey
Asst. State Highway Engineer

11-25-80

COM 4

November 1980

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Signed on September 29, 1980, the Indenture of Access to Mark G. Blanchard on the McMinnville-Newberg Section of the Pacific Hwy. West in Yamhill County which was approved by Mr. Yturri September 8, 1980. File 15451 (23-46).
- (2) Extension of Service Contract No. 79-1 with Southern Pacific Transportation Co. on Lawnfield Road in Clackamas County. Approved October 10, 1980. RR-972 (23-50).
- (3) Sale of 4,000 square feet excess property on the Marquam Br. S.E. 84th-Avenue Section of the Mt. Hood Freeway for a minimum consideration of \$50,000. Approved October 10, 1980. File 47812 (23-43).
- (4) Signed on October 6, 1980, the Grant of Access to Yaquina Radio Inc. on the Newport-Toledo Section of the Corvallis-Newport Hwy. in Lincoln Co., which was approved by Mr. Yturri October 1, 1980. File 18543 (23-46).
- (5) Right of Way Services Agreement with Jefferson County for the US97-US26 Section of Adams Drive in Jefferson County. Approved October 14, 1980. Misc. C & A 7087. Agr. 171 (23-45).
- (6) Sale of 1.63 acres excess property on the Deschutes Co. Line-O'Neil Section of the O'Neil Hwy. in Crook County for a minimum consideration of \$200. Approved October 14, 1980. Files 15995, 15996 (23-43).
- (7) Sale of 5,000 square feet excess property on the Marquam Br.-S.E. 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$44,000. Approved October 14, 1980. File 44633 (23-43).
- (8) Service Contract with Union Pacific Railroad Co. for grade crossing protection devices at Division St. (Elgin) in Union County. Approved October 15, 1980. RR 1036 (23-50).
- (9) Permit of Entry with the Mount Hood Railway Co. for the Hood River Bridge Section of the Mt. Hood Hwy. in Hood River County. Approved October 15, 1980. RR 1037, File 50860 (23-50).

11-25-80

Report of November, 1980 (cont.)

- (10) Relocation Assistance Agreement with the City of Portland for the N. Basin Avenue-Pacific Hwy. Section of N. Going Street project in Multnomah County. Approved October 16, 1980. Misc. C & A, 7412, Agr. 172 (23-45).
- (11) Agreement for grade separation structure with the Union Pacific Railroad Co. for the Hood River Br. Section of the Mt. Hood Hwy. in Hood River County. Approved October 17, 1980. RR 1037. File 50860 (23-50).
- (12) Sale of 5,485 square feet excess property on the S.E. 104th Avenue-S.E. 122nd Avenue Section of the Mt. Hood Hwy. in Multnomah County for a minimum consideration of \$47,000. Approved October 20, 1980. File 46962 (23-43).
- (13) Service Contract with Southern Pacific Transportation Co. for grade crossing protection devices at Sage Road in Jackson County. Approved October 23, 1980. RR 1038 (23-50).
- (14) Right of Way Services Agreement with the City of Salem for the Sunnyside Road-Commerical St. Section of Hilfiker Road S.E. in Marion County. Approved October 28, 1980, Misc. C & A 6572, Agr. 173 (23-45).
- (15) Right of Way Services Agreement with Curry County for the Hwy. 101 undercrossing Section of S. Bank Chetco River Road in Curry County. Approved October 31, 1980. Misc. C & A 6934. Agr. 174 (23-45).
- (16) Service Contract with the Southern Pacific Transportation Co. for grade crossing protection devices at Booth St. in Grants Pass, Josephine County. Approved November 7, 1980. RR 1040 (23-50).
- (17) Lease Agreement with Union Pacific Railroad Co. and Constructors-Pamco for the storage of tunnel shoring material and equipment. Approved November 7, 1980. RR 1042 (23-50). (West of Third Avenue between N.E. Everett & N.E. Davis Streets, City of Portland)

Dated this 13 day of November, 1980.


J. B. BOYD, Right of Way Manager

JB:aj

11-25-80

COM 4

November 1980

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Service Contract with Oregon, California & Eastern Railway Co. for grade crossing protection devices at Homedale Road in Klamath County. Approved October 21, 1980. RR 1039 (23-50).
- (2) Sale of 7,000 square feet excess property on the Marquam Br.- S.E. 84th Avenue Section of the Mt. Hood Freeway for a minimum consideration of \$48,000. Approved November 3, 1980. File 44638 (23-43).

Dated this 13 day of November, 1980.


Rod Henry, Assistant Right of Way Manager

RH:aj

G

11-25-80

TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On September 10, 1980, approved a State Grant-in-Aid Agreement with Hood River County, for Jackson Park improvement, in the amount of \$2,722.

On September 16, 1980, approved a State Grant-in-Aid Agreement with Wasco County, for Webber St. ballfield, in the amount of \$8,115.

On September 26, 1980, approved the sale of an excess parcel of property containing 2.56 acres, located north of Fogarty Creek State Park, for the minimum consideration of \$453,000.

On October 2, 1980, approved M. Millicent Williamson's request to construct a single family dwelling and drainfield within the Clackamas River Scenic Waterway in Clackamas County.

On October 3, 1980, approved an amendment to Central Lincoln PUD's contract for electric service to new water purification unit at Carl G. Washburne State Park. Amendment cancels previous amendment, dated March 23, 1979, which was inoperative. The total minimum charge is amended to \$11,368.80.

On October 15, 1980, approved Michael Adamson's request to place a mobile home within the Sandy River Scenic Waterway in Clackamas County.

On October 16, 1980, approved a farming agreement with Terrance L. McCauley at Milo McIver State Park.

On October 23, 1980, approved George Herbst's request to place a mobile home within the Clackamas River Scenic Waterway in Clackamas County.


On October 30, 1980, approved a State Grant-in-Aid Agreement with Port of Cascade Locks, Hood River County, for Marine Park play equipment, in the amount of \$25,790.

11-25-80

Oregon Transportation Commission
Delegated Authority Report
Page 2

On October 31, 1980, approved a State Grand-in-Aid Agreement with the City of Condon, Gilliam County, for Condon City Park, Phase I, in the amount of \$1,875.

Dated this 12th day of November 1980


David G. Talbot
State Parks Administrator

DGT/dmf

11-25-80

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-7913 Robert J. Donnelly, by Maria Donnelly, Guardian ad litem v. State of Oregon and Maria I. Bravo: This case involves an accident that happened on January 26, 1980 on Interstate 5 approximately 4.6 miles north of Cottage Grove in Lane County. The defendant Bravo was attempting to avoid an already disabled vehicle on the travel portion of the highway and lost control on the icy pavement, struck a guardrail and caused injuries to the plaintiff who was a passenger in the vehicle. The allegations of negligence against the State relate to sanding the highway and failing to place flares on the roadway or to otherwise warn of the previous accident. The plaintiff is seeking \$75,000 in general damages and an undetermined amount of special damages which would include medical fees and loss of wages. The matter has been referred to the Attorney General's office for the defense of the State.

L-7914 Janice Barker v. Oregon State Transportation Commission: This case arises out of an accident that occurred on August 27, 1979 about 2½ miles south of Winchester Bay, Oregon, in Douglas County on the Oregon Coast Highway. The plaintiff alleges that the State failed to place proper signing prior to a work area and also failed to have a flagman in the proper position to flag traffic. The plaintiff is seeking \$18,826 in damages for personal injury and property damages to the vehicle owned by plaintiff. The matter has been referred to the Attorney General's office for the defense of the State.

L-7916 Tony M. Lasich v. State of Oregon, by and through Department of Transportation: This case arises out of an accident that occurred on April 17, 1979, in which the plaintiff alleges that his vehicle struck a pot hole on Highway 30 near the Nicolai cut-off road, in Columbia County. The plaintiff alleges the State was negligent in failing to properly maintain the highway or warn the public of the hazard. Plaintiff is seeking \$8,335 in damages to his vehicle and the cost of an alternate means of transportation. The matter has been referred to the Attorney General's office for the defense of the State.

L-7917 Paul S. Lowthian v. David Moomaw in his capacity as Administrator of the Motor Vehicles Division, State of Oregon Department of Transportation: This action was brought to require the Motor Vehicles Division to transfer title to a vehicle which MVD determined could not be transferred as requested. This case will be handled by this office.

L-7918 Kurt Steven Thorsen v. State of Oregon, by and through its Department of Motor Vehicles: This case is a mandamus proceeding to

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11-25-80

force the Motor Vehicles Division to rescind a driver's license suspension for refusal to submit to a breathalyzer test and to purge its records of such suspension. The plaintiff had failed to receive the notice for his right to request a hearing and thereby had not requested the hearing. MVD has rescinded the suspension and set a hearing date. This case will be handled by this office.

L-7919 Veronica Staiger v. Southern Pacific Transportation Company, et al: This case arises out of an accident that occurred on March 7, 1980, in Silverton, Oregon, where North First Street is crossed by the Southern Pacific Railroad tracks, in Marion County. It is near the intersection of North First Street and Jefferson Street in Silverton. The plaintiff alleges that there was a pot hole in the northbound lane of North First Street and that the vehicle in which the plaintiff Veronica Staiger was riding struck the pot hole causing the driver to lose control and swerved into the oncoming traffic and collided with a vehicle operated by Simon Burkhoff. The alleged negligence against the State is the failure to maintain the pot hole or the failure to erect barriers to warn the traveling public of the existence of the pot hole. Plaintiff is seeking \$265,000 damages. The matter has been referred to the Attorney General for the defense of the State.

11-25-80

REPORT OF CONDEMNATION CASES TRIED

Defendant	State's Highest written offer made more than 30 days prior to trial	State's Highest Testimony at trial	Defend- ants' lowest demand	Verdict
Donald G. Wiltse	\$10,000	\$3,200	\$185,000	\$34,260

L-7671

R-49656

Section: Pine Street-Academy Street

Highway: Pacific Highway E.

County: Marion

Approved by: Jack L. Sollis

Date: September 15, 1980

Reser's Fine Foods,
Inc.

\$46,000

\$40,000

\$175,000

\$55,750

L-7735

R-49776

Section: Allen Ave. Interchange-Sunset Highway-Pacific Highway

Highway: Beaverton-Tigard Highway.

County: Washington

Approved by: Jack L. Sollis

Date: October 23, 1980

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11-25-80

REPORT OF TRIAL OF OTHER CASES - State Plaintiff

Defendant	Cause of Action	Demands of Plaintiff	Verdict or Judgment
Vortex II	Suit in Equity	Temporary Restraining Order	*

L-7897

County: Yamhill

- * State received a temporary restraining order closing Willamette Mission Park and stopping the Vortex II activities.

REPORT OF TRIAL OF OTHER CASES - State Defendant

Plaintiff	Cause of Action	Demands of Plaintiff	Verdict or Judgment
Morse Brothers	Contract Action for Damages	\$118,232.62	State dismissed as Defendant

L-7487

U.S. District Court

Remarks: Superior Asphalt filed a third-party complaint against State Highway Division of the Department of Transportation alleging that the state was responsible. A motion to dismiss the State on the basis that the Eleventh Amendment U.S. Constitution barred this suit against us was filed. The State was dismissed on that basis.

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11-25-80

REPORT OF TRIAL OF OTHER CASES - State Plaintiff

Defendant	Cause of Action	Demands of Plaintiff	Verdict or Judgment
Dana Shaun Johnson	Damage to Isthmus Slough Bridge	\$967.80 + Atty fees & costs	\$1,318.92
L-7807 Attorney Fees: \$290.00 Court Costs: \$59.50 County: Coos			
Jack Patterson	Nehalem River Bridge	\$5,384.15	Default
L-7903 Attorney Fees: \$644.00 Court Costs: \$50.50 County: Marion			
Remarks: Judgment entered October 30, 1980.			
Gary B. Carlson	Godard Creek Bridge Structure	\$1,594.96	Default
L-7909 Attorney Fees: \$390.00 Court Costs: \$34.50 County: Lane			
Remarks: Default Judgment entered October 29, 1980.			
John & George Meyers	Guardrail post end	\$421.37	Default
L-7906 Attorney Fees: \$185.00 Court Costs: \$33.00 County: Marion			
Remarks: Default Judgment entered November 3, 1980.			
David Allen Palmer	Guardrail Damage	\$468.74	Default
L-7868 Attorney Fees: \$195.00 Court Costs: \$59.50 County: Coos			

11-25-80

REPORT OF TRIAL OF OTHER CASES - State Plaintiff

Defendant	Cause of Action	Demands of Plaintiff	Verdict or Judgment
Fredric Neal Knopf	Guardrail Damage	\$ 441.09	Default
L-7749 Attorney Fees: \$185.00 Court Costs: \$61.50 County: Marion			
Remarks: Default Judgment entered September 29, 1980.			
Armand Oliveriz Espinoza	Damage to Traffic Attenuator	\$1,218.20	Default
L-7786 Attorney Fees: \$335.00 Court Costs: \$122.00 County: Multnomah			
Remarks: Default Judgment entered June 2, 1980.			
Dana E. Carper	Guardrail Damage	\$ 586.60	Default
L-7811 Attorney Fees: \$210.00 Court Costs: \$33.50 County: Clatsop			
Remarks: Default Judgment entered June 23, 1980.			
Steve E. Wright	Damage to Lower Escape Ramp	\$ 97.74	Default
L-7813 Attorney Fees: \$95.00 Court Costs: \$64.50 County: Marion			
Remarks: Default Judgment entered May 2, 1980.			
Owen Lester Holum	Guardrail and Posts Damage	\$ 230.40	Default
L-7512 Attorney Fees: \$145.00 Court Costs: \$72.00 County: Deschutes			
Remarks: Default Judgment entered May 20, 1980.			

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11-25-80

REPORT OF CONDEMNATION CASES SETTLED

Defendant	State's Offer	State's Highest Appraisal	Amount of Settlement
Dru West:	\$ 50.00		Dismissed
L-7383 R-48407 Section: Crane Highway: Steens County: Harney			
REMARKS: Dismissed because file was cancelled. \$1,045.26 in costs to be paid by State.			
A. M. Ropp	\$ 500.00		*
L-7522 R-49402 Section: Price Road-Goldfish Farm Rd. Highway: Santiam County: Linn			
*Settled by Right of Way Section.			
Aaron M. Ropp et al	\$10,725.00		*
L-7523 R-49403 Section: Price Road-Goldfish Farm Road Highway: Santiam County: Linn			
*Settled by Right of Way Section			
Edward Bourg	\$51,500.00	\$96,000.00	\$75,000.00
L-7800 R-45733 Section: Columbia River Br.-N.E. Sandy Highway: East Portland Freeway County: Multnomah Approved by: Jack Sollis			
		Date: October 9, 1980	

11-25-80

REPORT OF CONDEMNATION CASES SETTLED

Defendant	State's Offer	State's Highest Appraisal	Amount of Settlement
Morris Platt, et al	\$ 50.00		*

L-7733

R-50054

Section: Sunset Highway-Pacific Highway

Highway: Beaverton-Tigard

County: Washington

*Settled by Right of Way Section.

11-25-80

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

Plaintiff	Defendant	Cause of Action	Demand of Plaintiff
U.S. of America	State, et al	Condemnation	State Parks Property
L-7161 R-48435 U.S. District Court Disposed of by: Settlement of \$64,130.00 which has been paid by the Federal Government.			
Paul Lowthian	David Moomaw	Petition for Review, Administrative Decision	Transfer of certificate of title to plaintiff's name
L-7917 County: Marion Disposed of by: Judge entered default and ordered MVD to transfer title.			
Agnes Kittredge	Gene Holderith	Wrongful Death	\$350,000
L-7519 Disposed of by: Settled by State's insurance carrier at no cost to State.			
Knappton Towboat	State	Property Damage	\$40,000
L-7530 Disposed of by: Settled by State's insurance carrier at no cost to State.			
Ken Munkres	Continental Crushing	Injunction	Permanent Injury
L-7883 County: Deschutes Disposed of by: The plaintiff sought to have the Highway Division enjoined from making any further payments on Contract 9048 and 9049. An order has now been issued dismissing the case as there were no monies due and owing to the contractor.			

11-25-80

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
Overall Petroleum	Continental Crushing	Injunction	Permanent Injunction

L-7884

County: Deschutes

Disposed of by: The plaintiff sought to have the Highway Division enjoined from making any further payments on Contract 9048 and 9049. An order has now been issued dismissing the case as there were no monies due and owing to the contractor.

State

Robert W. Clark

Property Damage \$285.21

L-7428

County: Clackamas

Disposed of by: Compromise at 50% of claim. Proof of negligence doubtful.

State

Michael Bloomfield

Property Damage \$311.92

L-7848

County: Curry

Disposed of by: Amount sued for paid in full.

Agnes Potter

Gene Holderith

Personal Injury \$75,000.00

L-7518

County: Washington

Disposed of by: Settled by State's insurance carrier at no cost to State.

Dennis Brandtner State

Property Damage \$155,000.00

L-7839

County: Multnomah

Disposed of by: State's contractor took over defense of case and will pay any judgment - this is in accordance with indemnification provisions of the contract.

11-25-80

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

Plaintiff	Defendant	Cause of Action	Demand of Plaintiff
Oak Knoll Corp.	State	Loss of Business	\$40,000.00
L-7363 County: Jackson Disposed of by: The contract that did the construction job has taken over defense of the case and will pay any judgment if one is entered against the State.			
State	Gregory Main	Damage to Coalbank Slough Bridge	\$1,439.02
L-7396 County: Coos Disposed of by: Amount of settlement paid in full. State was 50% negligent so case settled for 1/2 of cost. (\$719.45 plus costs).			
State	Kevin Jefferies	Damage to Escape Ramp #18 Willamette Highway	\$147.26
L-7844 County: Klamath Disposed of by: Demands of Plaintiff paid without lawsuit.			
State	John Troxel and Herman Hahn	Guardrail Damage	\$304.00 + atty. fees & costs
L-7785 County: Marion Disposed of by: Judgment			
State	Lydia Castillo	Damage to Rock Creek Bridge	\$655.62
L-7711 County: Washington Disposed of by: Dismissal			

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
State	Norma F. Smith	Guardrail Damage	\$137.02
L-7843 County: Coos Disposed of by: Dismissal			
State	Steven Majers	Guardrail Damage	\$367.00 + atty fees & costs
L-7845 County: Marion Disposed of by: Dismissal			
State	Robert Fitzgerald	Guardrail Damage	\$1,357.65 + atty fees & costs
L-7823 County: Washington Disposed of by: Settlement for amount of damages (\$1,357.65). Expense of litigation precludes further action.			
State	Oberholtzer	Breach of Contract	\$63,816.94- Estimate \$55,932.39- Actual owed
L-7836 County: Marion Disposed of by: Compromise settlement of \$52,500.00.			
State	The Masher, Inc.	Property Damage	\$ 378.22
L-7462 County: Marion Disposed of by: Defendant had no assets so case dismissed.			

11-25-80

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
State	Barnes Farm, Inc.	At Law, non-payment of use fuel assessment	\$1,494.48

L-7881

County: Marion

Disposed of by:

Action for payment of use fuel tax assessed by Fuels Tax Branch of the Motor Vehicles Division for the period of April 1, 1978 to December 31, 1979. Payment was made in two installments, and is now complete. However, will be further assessments for 1980 non-payments.

I

11-25-80

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On OCT 31, 1980, \$ 2,965,883.44 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of SEP, 1980.

On OCT 31, 1980, \$ 1,777,612.18 (12.17% of the Highway Fund) was distributed to the cities for the month of _____, 19____.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 22ND day of OCT, 1980

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: F. B. Klaboe
John Earley - Att.



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11-25-80

Department of Transportation
PUBLIC TRANSIT DIVISION

TRANSPORTATION BUILDING, SALEM, OREGON 97310 PHONE 378-8201

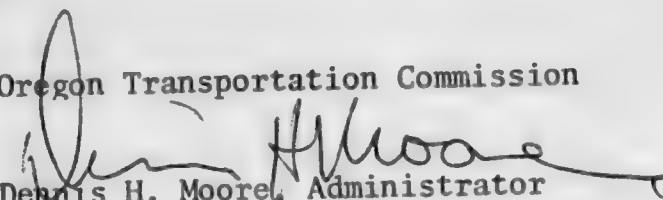
September 22, 1980

In Reply Refer to
File No.: ALT 6

Cross Reference COM 2

MEMORANDUM

TO: Oregon Transportation Commission

FROM: 
Dennis H. Moore, Administrator
Public Transit Division

SUBJECT: Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under its authority delegated to me to approve and sign contracts I have taken the following action since my last report to you.

1. Intercity Public Transportation Systems. A State General Fund program appropriated through the emergency board for use in projects improving intercity travel in Oregon.
 - A. A (September, 1979) contract with Azimuth Surveying and Engineering for consultant services to the Willamette Valley Rail Study Committee. This amendment adds \$4,500 and extends to the original contract, (June 30, 1980).
 - B. A contract with Petzold and Associates for \$54,000 for marketing services for the Willamette Valley Rail Project.
2. Federal Highway Administration, Nonurbanized Area Operating Assistance Program. (Section 18) A federal program to provide operating assistance to transportation systems in Oregon.

A. City of Ontario	\$5,000 (March 3, 1980)
B. City of Hermiston	\$5,000 (April 21, 1980)
C. Baker County	\$5,000 (April 24, 1980)
D. Wallowa County	\$5,000 (April 25, 1980)
E. Union County	\$6,950 (June 10, 1980)
F. City of Pendleton	\$19,600 (July 18, 1980)
G. City of Pendleton	\$11,820 (July 18, 1980)
H. COLCO	\$21,579 (July 23, 1980)
I. City of Woodburn	\$13,325 (July 30, 1980)
J. City of Hermiston	\$5,000 (July 30, 1980)
K. City of Klamath Falls	\$21,687 (August 4, 1980)
L. City of Corvallis	\$8,360 (August 15, 1980)
M. City of Corvallis	\$40,093 (August 15, 1980)
N. City of Ontario	\$10,141 (August 15, 1980)

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Oregon Transportation Commission
 September 22, 1980
 page 2

O. City of Reedsport	\$19,763 (August 22, 1980)
P. Linn-Benton Loop System	\$40,363 (August 22, 1980)
Q. City of Albany	\$36,101 (August 22, 1980)
R. City of Coquille	\$8,357 (August 29, 1980)
S. City of Newport	\$40,587 (September 12, 1980)
T. City of Roseburg	\$64,367 (September 12, 1980)
U. City of Roseburg	\$259,200 (September 12, 1980)

3. Rural and Small City Operating Assistance. State General Funds to provide operating assistance for small city transit systems.

A. The City of Astoria	\$21,225 (June 20, 1980)
B. The City of Woodburn	\$11,601 (July 30, 1980)
C. COLCO	\$52,602 (August 4, 1980)
D. The City of Corvallis	\$32,400 (August 14, 1980)

4. Urbanized Areas Assistance. A State General Funds program to support transit projects in urbanized areas.

A. A contract with Tri-Met for \$1,429,746. (August 1, 1980)

5. Federal Highway Administration, Nonurbanized Area Capital Assistance Program. (Section 18) A federal grant providing capital assistance to nonurbanized transit systems.

A. City of Newport	\$80,000 (May 9, 1980)
B. City of Klamath Falls	\$47,973 (August 4, 1980)
C. City of Corvallis	\$259,200 (August 14, 1980)
D. City of Roseburg	\$13,760 (September 9, 1980)

6. Rural and Small City Capital Assistance. State General Funds to provide capital assistance to small city transit systems.

A. The City of Newport \$10,000 (May 9, 1980)

December 22, 1980
Salem, Oregon

The Oregon Transportation Commission met in the Conference Room 122, Transportation Building, at 10 a.m. Notice of the meeting was made by press release to the newspapers of local and general circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
Peter J. Brix, Member
B. Gordon Coleman, Member
Michael P. Hollern, Member
F. B. Klaboe, Director of Transportation
Jack Sollis, Chief Counsel
Fred Miller, Assistant Director for Administration
Robert Royer, Assistant Director for Policy and Planning
George Bell, Assistant Director for Intergovernmental
and Public Affairs
David Talbot, Administrator of Parks and Recreation
Division
Paul Burket, Administrator of Aeronautics Division
David Moomaw, Administrator of Motor Vehicles Division
Erik East, Deputy Administrator, Public Transit Division
H. S. Coulter, State Highway Engineer
Larry Rulien, Executive Assistant to State Highway Engineer
E. S. Hunter, Assistant State Highway Engineer, Technical
Services Branch
Robert Schroeder, Assistant State Highway Engineer,
Maintenance Branch
David Moehring, Assistant State Highway Engineer, Project
Management Branch
Robert Bothman, Administrator, Metropolitan Branch
Robert W. Gormsen, Manager, Commission Services

There were other staff members present.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the following Commission meetings:
 - a. Special telephone meeting held on November 19, 1980.
 - b. Regular meeting held on November 25, 1980.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2705" on file in Commission's files, Salem.)

- 3) Agreement with the U. S. Geological Survey for stream gauging and flood runoff data for small drainage basins of ten square miles or less throughout the State in the amount of \$19,820 for fiscal year 1981. (Authorized State Highway Engineer to sign letter agreement.)
- 4) Adopted resolution abandoning from the State Highway System approximately 0.11 mile in length of old alignment in the Pine Creek Bridge Section of the Halfway-Cornucopia Highway in Baker County. ("Abandonment Resolution No. 598" on file in Commission's files, Salem.)
- 5) Request of David H. Hagerman to allow temporary storage for a travel trailer within the Clackamas River Scenic Waterway in Clackamas County, subject to certain stipulations outlined in Mr. Talbot's letter to Commission dated December 12, 1980. (Copy of letter on file in Commission's files, Salem.)
- 6) Acceptance of a gift of approximately 20 acres of land at the entrance to Bullards Beach State Park in Coos County. Coos County has no objections to this gift.
- 7) Adopted survey resolution on the Cazadero-North Fork Clackamas River Section of the Clackamas Highway in Clackamas County. ("Corridor and Design Resolution No. 435" on file in Commission's files, Salem.)

Written delegated authority reports were mailed to the Commission prior to the meeting. The reports show the action taken by the following officials on behalf of the Commission pursuant to its duly adopted delegation orders: (Exhibits on file in the Commission's files, Salem.)

Chairman of the Transportation Commission	Exhibit A
Director of Transportation	Exhibit B
State Highway Engineer	Exhibit C
Assistant State Highway Engineer	Exhibit D
Right of Way Manager	Exhibit E
Highway Controller	Exhibit F
Chief Counsel	Exhibit G

Mr. Klaboe asked for authority to enter into a contract with a consultant to study the effect of the Willamette Valley passenger train on the freight operations of Southern Pacific at a cost not to exceed \$55,000. He explained that four consultants are being considered.

Vice Chairman Walsh asked who had requested the study. Mr. Klaboe said that the study was a contractual obligation which was a part of the original agreement with Southern Pacific.

Mr. Klaboe said because of the need to have the results available for the Legislature this Spring, the consultant will begin work shortly after January 1, 1981. He requested authority to approve and sign the contract upon completion of the negotiations.

Commissioner Brix asked if the Department could do the study using our own forces and asked what the consultant would do that we could not do.

Mr. Klaboe explained that it would be an unbiased study and it was a part of the agreement that it would be a consultant outside of Southern Pacific and our Department.

Mr. Royer explained that the study was also designed to determine what improvements would be required in order to alleviate the freight interference and the Department does not have staff that is experienced in dispatching of trains and that type of operation.

There was discussion concerning the current ridership and Vice Chairman Walsh asked if the Department had any influence over the fares. Mr. Klaboe said the Department had no control over the fares.

After much discussion, the Commission unanimously granted Mr. Klaboe's authority to approve and sign the consultant contract when prepared.

The Commission set the next meeting for Tuesday, January 27, 1981, and tentatively set Friday, February 20, 1981, for the following meeting.

Mr. Klaboe acknowledged the fact that Glen Green of the Federal Highway Administration will be leaving his current position of Division Administrator in Salem to take a new position as Deputy Regional Administrator with FHA in Portland. Chairman Yturri extended the Commission's best wishes to Mr. Green.

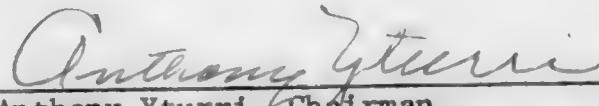
Mr. Talbot requested permission to hold public hearings to present a new fee schedule to be used in State Parks. He said the rule changes have been approved by the State Parks and Recreation Advisory Committee. The schedule will include a day use entry fee at certain State Parks on weekends and holidays during summer months. He said the changes are to increase the revenue in anticipation of

limited General Fund money. Vice Chairman Walsh asked if annual passes similar to Sno-Park permits had been considered. Mr. Talbot replied that they had been considered but would not be used at this time. Commissioner Coleman asked if the fee collecting system was automatic. The answer was negative. He said instead, a small collection booth at the entry to the Park would be set up. The Commission voted unanimously for the Parks Division to hold hearings concerning the proposed park rule changes.

Mr. Talbot said Wally Hibbard, Assistant State Parks Administrator, was leaving January 1, 1981, to accept a position with the Heritage Conservation and Recreation Service, U. S. Department of Interior, in Atlanta, Georgia. He commented that John Lilly would replace him.

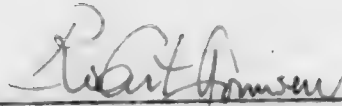
Mr. Coulter discussed the revenue prospects and pointed out that it appears that there will be a shortfall of \$8 million for the next biennium. He said he had investigated the consequences of reducing the construction program by \$8 million (in excess of \$100 million in construction contracts) or reducing maintenance by \$8 million. He said if it came out of the construction budget, highway projects equaling \$103 million would be delayed. If it came out of maintenance, there would be a reduction of the work force by some 50 to 60 people which could be achieved through attrition. He said if the shortfall develops, it would be made up for insofar as possible in a reduction in maintenance. The Chairman inquired what effect this cut in maintenance would have on the deterioration of highways. Mr. Coulter said there would be less snow removal, some reduction in blade patching and landscaping, lower reaction time to repairing potholes and possibly closing of some rest areas.

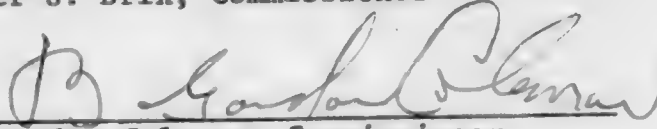
There being no further business to consider, the meeting was adjourned at 10:35 a.m.


Anthony Yturri, Chairman


Tom Walsh, Vice Chairman

Peter J. Brix, Commissioner


Robert W. Gormsen, Manager
Commission Services


B. Gordon Coleman, Commissioner

Michael P. Hollern, Commissioner

December 22, 1980

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EXHIBIT A
12-22-80
REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Oregon Coast Highway @ 6th Street (Gold Peach)
(Contract No. 9211)
Type of Work Traffic Signal Installation F.A. Proj. No. State
County Curry Highway Oregon Coast
No. of Bidders 6 Low Bidder Steeck Electric Co., Medford
Low Bid \$ 44,190.00

Engineer's Recommendation: Award to low bidder.

No. 2 Project M.P. 44.5 Section
(Contract No. 9212)
Type of Work Rock Screen Slope Protection F.A. Proj. No. F-47(10)
County Marion Highway North Santiam
No. of Bidders 9 Low Bidder Don Haisch Construction, Inc., Portland
Low Bid \$ 89,565.00

Engineer's Recommendations: Award to low bidder subject to bidder meeting
MBE requirements and the concurrence of the FHWA.

No. 3 Project Cannon Beach Jct.-Necanicum Jct.
(Contract No. 9213)
Type of Work Grading & Paving F.A. Proj. No. FR-27-1(5)
County Clatsop Highway Sunset
No. of Bidders 7 Low Bidder J. C. Compton Co., McMinnville
Low Bid \$ 1,830,889.65

Engineer's Recommendations: Award to low bidder subject to bidder meeting
MBE requirements and the concurrence of the FHWA.

APPROVED BY CHAIRMAN
ANTHONY YTURRI
DATE 11-11-80

EXHIBIT A
MINUTES OF 12-22-80

No. 4 Project Dean Creek Bridge Section
(Contract No. 9214)
Type of Work Grade, Pave & Structure F.A. Proj. No. BRF-20(5)
County Douglas Highway Umpqua
No. of Bidders 7 Low Bidder Ross Bros. Construction, Inc. Salem
Low Bid \$ 454,239.00

Engineer's Recommendation: Award to low bidder subject to the concurrence of FHWA.

No. 5 Project Roseburg S.C.L.-Jct. Coos Bay/Roseburg Highway
(Contract No. 9215)
Type of Work Grading and Paving F.A. Proj. No. FR-55(8)
County Douglas Highway Oakland-Shady
No. of Bidders 4 Low Bidder Roseburg Paving, Inc., Roseburg
Low Bid \$ 980,392.50

Engineer's Recommendations: Award to low bidder subject to bidder meeting MBE requirements and the concurrence of the FHWA.

No. 6 Project Middle Fork Willamette River-Salmon Creek (Oakridge)
(Contract No. 9216)
Type of Work Grading, Paving & Signing F.A. Proj. No. F-29(3)
County Lane Highway Willamette
No. of Bidders 5 Low Bidder Wildish Construction Co., Eugene
Low Bid \$ 1,136,469.00 "B"

Engineer's Recommendations: Award to low bidder subject to bidder meeting MBE requirements and the concurrence of the FHWA.

On November 11, 1980, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received November 6, 1980, and authorized him to sign the contracts when conditions for the awards have been met.

Dated this 1 day of December, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission
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EXHIBIT A

MINUTES OF 12-22-80

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Leroy St.-S.P. X'ing (Molalla)
Type of Work Bikeway (Contract No. 9217)
County Clackamas Highway Woodburn-Estacada
No. of Bidders 6 Low Bidder C. G. Gredvig, Inc., Portland
Low Bid \$ 30,950.00

Engineer's Recommendation: Award to low bidder.

No. 2 Project Oregon Coast Hwy. @ Rhododendron Drive (Florence)
Type of Work Traffic Signal Installation (Contract No. 9218)
County Lane Highway Oregon Coast
No. of Bidders 5 Low Bidder Steeck Electric Co., Medford
Low Bid \$ 52,093.00

Engineer's Recommendations: Award to low bidder.

No. 3 Project Columbia River-Lake Road
Type of Work Air Monitoring Shelters (Contract No. 9219)
County Multnomah Highway East Portland Freeway
No. of Bidders 8 Low Bidder E. Carl Schiewe, Inc., Portland
Low Bid \$ 69,933.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA and bidder meeting MBE requirements.

APPROVED BY CHAIRMAN
ANTHONY YTURRIDATE 11-25-80

EXHIBIT A
MINUTES OF 12-22-80

No. 4 Project NE Columbia Blvd. Traffic Signals
at 3 Intersections (Portland)
Type of Work Traffic Signal Installation F.A. Proj. No. IX-9956(7)
County Multnomah Highway FAU 9956
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____
Engineer's Recommendation:

P R O J E C T P O S T P O N E D

No. 5 Project Powder River (Broadway Ave.) Bridge
(Contract No. 9221)
Type of Work Paving and Structure F.A. Proj. No. BROS-0103(2)
County Baker Highway Broadway Avenue
No. of Bidders 4 Low Bidder Douglas S. Coats, Inc., Bend
Low Bid \$ 132,525.00

Engineer's Recommendations: Award to low bidder subject to concurrence of
the City of Baker and the sum of \$31,700.00
is deposited by the City and bidder meeting
MBE requirements.

No. 6 Project Thornton Lake Bridge Section
(Contract No. 9222)
Type of Work Grading, Paving & Structure F.A. Proj. No. RS-A516(2)
County Benton Highway FAS A516 (N. Albany Rd.)
No. of Bidders 9 Low Bidder Ross Bros. Construction, Inc., Salem
Low Bid \$ 156,412.00

Engineer's Recommendations: Award to low bidder subject to concurrence of
Benton County and the sum of \$10,250.00 is
deposited by the County.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 11-25-80

EXHIBIT A
MINUTES OF 12-22-80

No. 7 Project Clackamas-Boring Hwy. @ SE Foster Road (Damascus)
Type of Work Grading, Paving & Signals F.A. Proj. No. HES-9(1)
County Clackamas Highway Clackamas-Boring
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendation:

P R O J E C T P O S T P O N E D

No. 8 Project Polallie Creek-M.P. 84.94
Type of Work Paving (Contract No. 9224)
F.A. Proj. No. FR-24(26)
County Hood River Highway Mt. Hood
No. of Bidders 8 Low Bidder Babler Bros., Inc., Portland
Low Bid \$ 769,135.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA and bidder meeting MBE requirements.

No. 9 Project Hackett Drive-Crescent Section
Type of Work Grading and Paving (Contract No. 9225)
F.A. Proj. No. F-4-1(9)
County Klamath Highway The Dalles-California
No. of Bidders 9 Low Bidder Babler Bros., Inc., Portland
Low Bid \$ 1,928,520.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA and bidder meeting MBE requirements.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 11-25-80

EXHIBIT A
MINUTES OF 12-22-80

No. 10 Project Mill Creek (Park) Bridge
(Contract No. 9226)
Type of Work Structure F.A. Proj. No. SOS-2700(1)
County Polk Highway County Road
No. of Bidders 11 Low Bidder Aubrey Mtn. Const. Co., Oakridge
Low Bid \$ 157,520.00

Engineer's Recommendation: Award to low bidder subject to concurrence of Polk County and the sum of \$25,260.00 is deposited by the County and bidder meeting MBE requirements.

No. 11 Project Cedar Hills Blvd. Interchange-Sylvan Interchange
(Contract No. 9227)
Type of Work Grade, Pave, Barriers & Illum. F.A. Proj. No. F-IX-HES-27-2(6)
County Washington & Multnomah Highway Sunset
No. of Bidders 7 Low Bidder R. A. Hatch Co., Bend
Low Bid \$ 1,598,120.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

No. 12 Project Hood River Bridge (Hood River)
(Contract No. 9228)
Type of Work Grade, Pave, Struc., & Illum. F.A. Proj. No. BRF-24(27)
County Hood River Highway Mt. Hood
No. of Bidders 11 Low Bidder Ross Bros. Construction, Inc., Salem
Low Bid \$ 2,169,646.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA and bidder meeting MBE requirements.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 11/25/80

EXHIBIT A
MINUTES OF 12-22-80

No. 13 Project N. Klamath Falls Intchge.-Jct.
Green Springs Highway (Klamath Falls)
(Contract No. 9229)
Type of Work Paving F.A. Proj. No. FR-4-1(11)
County Klamath Highway The Dalles-California
No. of Bidders 5 Low Bidder Stukel Rock & Paving, Inc., Klamath Falls
Low Bid \$ 2,844,124.50

Engineer's Recommendation: Award to low bidder subject to concurrence of
the FHWA and bidder meeting MBE requirements.

On November 25, 1980, I accepted the State Highway
Engineer's recommendations for award of the projects on
which bids were received on November 20, 1980, and authorized
him to sign the contracts when conditions for the awards have
been met.

Dated this 1 day of December, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A
MINUTES OF 12-22-80

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50869	Mowry, Frank W. and Margaret E.	\$ 66,500.00
	1 Transaction	\$ 66,500.00

(2) Agreement with City of Milwaukie for the installation of traffic signals on the Clackamas Highway at River Road in Clackamas County. The State will design, install and maintain the signals using Title II Hazard Elimination Funds. The City has agreed to pay for electrical energy consumed and to assist in the adjustment of utilities. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 1 day of December, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

H. S. O'Neill
STATE HIGHWAY ENGINEER

DATE: 11/26/80

TO: Oregon Transportation Commission

EXHIBIT A
MINUTES OF 12-22-80

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50870	Roberts, Leslie G. etal	\$ 142,500.00
50911	McLeod, Myrtle D.	37,350.00
50933	Newton, Francis and Laurene	3,570.00
51089	Buck's Consumer Supply, Inc.	1,500.00
51091	Georgeson, Elmer	150.00
51098	Gass, Harold S. and Margaret A.	1,555.00
51101	Follett, Daniel D.	1,500.00
51102	Snyder, Harold R. and Dorothy	350.00
51103	McCracken, Larry and Lottie	150.00
51136	McAllister, James R. and Karen L.	130,000.00
51589	Eisele, Stanley H. and Shirley A.	560.00
	11 Transactions	\$ 319,185.00

- (2) Subgrant with the Mid-Willamette Valley Consortium for a youth employment program at Silver Falls State Park in Marion County. The work program will include projects on the swimming beach; the canyon trail; landscaping; and painting the ranch interior. The Mid-Willamette Valley Consortium is the grantee and fiscal manager of funds and programs pursuant to the Comprehensive Employment and Training Act of 1973. The cost of this subgrant shall not exceed a total of \$26,060 (total CETA obligation). This is a 12-month project beginning November 15, 1980, and ending November 14, 1981. (Parks Branch)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 1 day of December, 1980

Anthony Yturri
Anthony Yturri, Chairman
OREGON TRANSPORTATION COMMISSION

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

DATE: 11, 20, 80

EXHIBIT A
MINUTES OF 12-22-80

COM 4

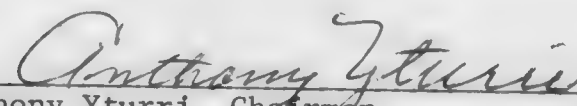
TO: Oregon Transportation Commission

SUBJECT: Report of Confirmation of Telephone Actions Taken
Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following action and report this action for your official records:

- (1) On December 2, 1980, I gave Mr. Boyd approval to award the contract with Buckaroo-Thermoseal, Inc. for reroofing the building on rental property on the St. Helens Road-N.W. 21st Avenue Section of the Columbia River Highway in Multnomah County for the low bid of \$26,884. File 38373.

Dated this 8 day of December, 1980.



Anthony Yturri, Chairman
Oregon Transportation Commission

TO: Oregon Transportation Commission MINUTES OF 12-22-80

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50114	Cutlip, L. G. & Angie S.	\$ 4,850.00
50721	River Front Financial	1,200.00
50912	Hayes, Edythe J. & Homer H.	37,550.00
50945	Weaver, Marlyn D. & Clara D.	50.00
51692	East Cascade Investment Co.	-0-
51695	Fabec Distributing Co., Inc.	-0-
	6 Transactions	\$ 43,650.00

- (2) Agreement with Union County for Sno-Park permit enforcement at the Anthony Lakes Ski Area by the Union County Sheriff in the amount of \$1,700 for approximately 17 days of law enforcement services between November 27, 1980, and March 1, 1981. This agreement will terminate on June 30, 1981. (Maintenance)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all of the actions listed above and report this action for your official records.

Dated this 8 day of December, 1980.

Anthony Yturri
 Anthony Yturri, Chairman
 Oregon Transportation Commission

APPROVED
[Signature]
 STATE HIGHWAY ENGINEER
 DATE: 12/5/80

EXHIBIT B
MINUTES OF 12-22-80


TO: Oregon Transportation Commission

SUBJECT Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report them for your official records:

- 1) On October 28, 1980, signed Extension Letter of Agreement between the Oregon Department of Transportation and the Oregon Department of Energy extending period of performance on the Statewide Rideshare Program from November 1, 1980 to February 28, 1981.
- 2) On November 14, 1980, signed contract with National Brochure Exchange. Contractor to attend travel shows in California, Nevada, and Arizona to distribute Oregon brochures. Cost is \$5.00 per show day, total contract not to exceed \$420. Contract period from January 3, 1981 to June 1, 1981.

Dated this 9th day of December, 1980.


F. B. Klaboe, Director of Transportation

12-9-80

EXHIBIT C
MINUTES OF 12-22-80

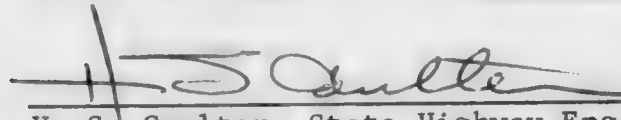
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On November 13, 1980, approved and signed an agreement with the Blitz-Weinhard Brewing Company for use of the Schludwiller characters to promote a telephonic overweight permit system for Oregon-based truckers.
- 2) On December 5, 1980, approved and signed an agreement with the Willamette Ski and Recreation, Richard T. and Lois Satagaj, owners, for snow removal at the Willamette Pass Ski Area on Highway 18 (M.P. 62.14) in Lane County.
(Signed by L. W. Rulien on behalf of H. S. Coulter.)

Dated this 12 day of December, 1980


H. S. Coulter, State Highway Engineer

12-11-80

EXHIBIT C
MINUTES OF 12-22-80

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

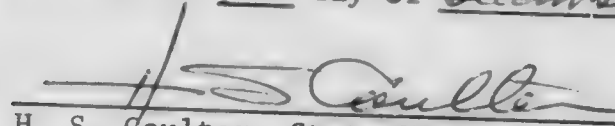
On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Traffic Signal Installation on the Beaverton-Tualatin Highway at Hunziker Street in Tigard, Washington County. Bids received October 23, 1980. Contract No. 9207 awarded November 17, 1980, to Hansen Electric Company, Inc., Coos Bay, at \$98,272.04.
- 2) Work on S. W. Murray Boulevard-S.W. Walker Road (Beaverton) Section of the Tualatin Valley Highway in Washington County. Bids received October 23, 1980. Contract No. 9208 awarded November 17, 1980, to Hansen Electric Company, Inc., Coos Bay, at \$695,601.38.
- 3) Air monitoring shelters on the Columbia River-Lake Road Section of the East Portland Freeway in Multnomah County. Bids received November 20, 1980. Contract No. 9219 awarded November 25, 1980, to E. Carl Schiewe, Inc., Portland, at \$69,933.
- 4) Powder River (Broadway Avenue) Bridge in Baker County. Bids received November 20, 1980. Contract No. 9221 awarded December 5, 1980, to Douglas S. Coats, Inc., Bend, at \$132,525.
- 5) Paving on Polallie Creek-M.P. 84.94 Section of the Mt. Hood Highway in Hood River County. Bids received November 20, 1980. Contract No. 9224 awarded November 26, 1980, to Babler Bros., Inc., Portland, at \$769,135.
- 6) Work on Hackett Drive-Crescent Section of The Dalles-California Highway in Klamath County. Bids received November 20, 1980. Contract No. 9225 awarded November 26, 1980, to Babler Bros., Inc., Portland, at \$1,928,520.
- 7) Work on Cedar Hills Boulevard Interchange-Sylvan Interchange Section of the Sunset Highway in Washington and Multnomah Counties. Contract No. 9227 awarded November 25, 1980, to R. A. Hatch Co., Bend, at \$1,598,120. Bids received November 20, 1980.

EXHIBIT C
MINUTES OF 12-22-80

- 8) Work on the Hood River Bridge on the Mt. Hood Highway in Hood River County. Bids received November 20, 1980. Contract No. 9228 awarded November 25, 1980, to Ross Bros. Construction, Inc., Salem, at \$2,169,646.
- 9) Paving on North Klamath Falls Interchange-Junction Green Springs Highway (Klamath Falls) Section of The Dalles-California Highway in Klamath County. Bids received November 20, 1980. Contract No. 9229 awarded November 26, 1980, to Stukel Rock and Paving, Inc., Klamath Falls, at \$2,844,124.50.

Dated this 12 day of December, 1980


H. S. Coulter, State Highway Engineer

12-11-80

EXHIBIT D
MINUTES OF 12-22-80
REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under authority delegated to me to accept contracts completed according to specifications, I accepted the following:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
R. A. Hatch Co. No. 8987	Silver Lake-Summer Lake (M.P. 48.1 - M.P. 75.0) Lake County	November 12, 1980
A-1 Sandblasting & Steam Cleaning Co. No. 9152	Coast Fork Willamette River Br. Lane County	November 13, 1980
Elting, Inc. No. 8709	NE Marine Dr.-NE Failing St. Multnomah County	November 13, 1980
Interstate Slurry Seal, Inc. No. 9170	Castle Rock-Cedar Creek (M.P. 4.8-M.P. 16.5) Tillamook & Yamhill Counties	November 13, 1980
Hertz Electric, Inc. No. 8902	Pendleton/John Day Hwy. @ SW 30th St. (Pendleton) Umatilla County	November 13, 1980
Grant County Redi-Mix No. 9077	Spray Rock Production Wheeler & Grant Counties	November 18, 1980
R. A. Hatch Co. No. 9030	Doherty Slide-Nevada State Line Lake & Harney Counties	November 20, 1980
Humbert Asphaltting No. 9092	Paul Smith Rd.-S. Main St. (Boardman) Morrow County	November 21, 1980
Rogers Construction, Inc. No. 9160	Boardman (N. Main St.) Morrow County	November 24, 1980
Hughes & Dodd Co. No. 8991	Buck Creek Road Lake County	November 24, 1980
Wildish Corvallis Construction Co. No. 8976	N. Albany, Santiam Hwy. & Lebanon Road Intchges. Linn County	November 26, 1980

D
MINUTES OF 12-22-80

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Erosion Control, Inc. No. 9109	Grayback Creek Section Josephine County	November 27, 1980
S. D. Spencer & Son No. 8472	S. Ashland Intchge.-Calif. State Line Jackson County	December 3, 1980
Western Mixing Co., Inc. & N. Santiam Sand & Gravel Co., Inc. J.V. No. 8997	Dodge Road-Estacada Clackamas County	December 4, 1980
Roy E. Ladd, Inc. No. 9019	Busway Rigid Frame (N. Banfield Intchge.) Multnomah County	December 4, 1980
Ray E. Wells, Inc. No. 8917	Kingwood St. (Florence) Lane County	December 4, 1980
Hertz Electric, Inc. No. 9121	Molalla Ave. @ Clairmont Way (Oregon City) Clackamas County	December 5, 1980
Bracelin-Yeager Excav. & Trucking No. 9136	Hemlock Ave.-8th Terrace (Coos Bay) Coos County	December 5, 1980
Douglas S. Coats, Inc. No. 9112	Willow Creek Bridge Morrow County	December 5, 1980
D & D Paving Co. No. 9097	Airport Rd. @ Salmon River Hwy. Yamhill County	December 5, 1980
Douglas S. Coats, Inc. No. 9165	Catherine Creek (Wilkinson Rd.) Br. Union County	December 5, 1980
Horton Bros., Inc. No. 9172	Rocky Point-M.P. 310.07 Curry County	December 5, 1980
Eugene Sand & Gravel, Inc. No. 9192	Coburg (Stuart Way) Lane County	December 8, 1980
Douglas S. Coats, Inc. No. 9094	Willow Creek (Glenn Rd.) Bridge Union County	December 9, 1980

December 10, 1980

FOR

D. B. Jackman
C. T. Keasey
Asst. State Highway Engineer

EXHIBIT E
MINUTES OF 12-22-80

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

GREELEY AVENUE/I-5 SECTION, PACIFIC HIGHWAY - MULTNOMAH COUNTY

R-50756 Merle F. Miller et al. 3,441 square feet for right of way purposes. Offer \$11,700.00.

POWERS WAYSIDE SECTION, POWERS HIGHWAY - COOS COUNTY

R-23731 - Ruth McBride Powers. 1.2 acres for right of way purposes. Offer \$1,100.00.

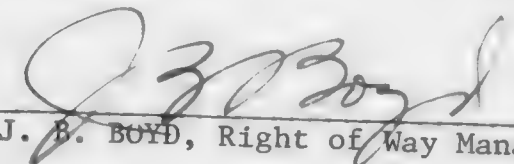
R-50367 - Marvin R. Barzee et al. 1.0 acre for right of way purposes. Offer \$1,425.00.

S.E. 50TH AVENUE-S.E. 92ND AVENUE (PORTLAND) SECTION, MT. HOOD
(POWELL BLVD.) HIGHWAY - MULTNOMAH COUNTY

R-50866 - Ralph H. Madison et al. Parcel 1: 2,250 square feet for right of way purposes. Parcel 2: 300 square feet for permanent easement for slopes. Parcel 3: 36 square feet for temporary easement for work area. Offer \$16,165.00.

R-50867 - Trevallee Sue Johansen et al. Parcel 1: 2,250 square feet for right of way purposes. Parcel 2: 300 square feet for permanent easement for slopes. Offer \$54,100.00.

Dated this 14 day of November, 1980.


J. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered - 5

E

12-22-80

December 1980

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

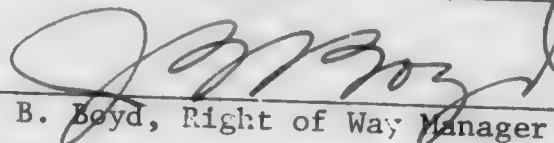
- (1) Sale of 5,000 square feet excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$47,000. Approved November 13, 1980. File 46127 (23-43).
- (2) Sale of 5,000 square feet excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$40,000. Approved November 13, 1980. File 46941 (23-43).
- (3) Sale of 6,482 square feet excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$40,000. Approved November 13, 1980. File 46796 (23-43).
- (4) Sale of 4,000 square feet excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$53,000. Approved November 14, 1980. File 44239 (23-43).
- (5) Service Contract with Southern Pacific Transportation Company in connection with crossing facilities at N. Water St. in Silverton, Marion County. Approved November 24, 1980. RR1046 (23-50).
- (6) Supplemental Agr. No. 4 with Zimmer Gunsul Frasca Partnership of the State/Architect Agreement for the Justice Center in Multnomah County. Approved October 31, 1980. Misc. C & A 5439, File 46993.
- (7) Supplemental Agr. No. 5 with Zimmer Gunsul Frasca Partnership of the State/Architect Agr. for the Justice Center in Multnomah County. Approved November 7, 1980. Misc. C & A 5439, File 46993.
- (8) Service Contract with Southern Pacific Transportation Co. for grade crossing protection devices at Evelyn St. in Clackamas County. Approved November 25, 1980. RR1047 (23-50).
- (9) Sale of 6,588 square feet excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$43,000. Approved December 1, 1980. File 45416 (23-43).

INDEXED E
NOV 10 1980 OF 12-22-80

Report of December 1980 (cont.)

- (10) Signed on December 3, 1980, the contract with Buckaroo-Thermoseal, Inc. for re-roofing a building on the St. Helens Rd.-NW 21st Avenue Section of the Columbia River Hwy. in Multnomah County for \$26,884 which was approved by Mr. Yturri December 2, 1980. File 38373 (23-02).
- (11) Service Contract with Southern Pacific Transportation Co. for grade crossing protection devices at Harrison St. (Milwaukie) in Clackamas County. Approved December 5, 1980. RR1048 (23-50).
- (12) Sale of 0.4 acre excess property on the Sandy-Forest Bdry. Section of the Mt. Hood Highway in Clackamas County for a minimum consideration of \$1,900. Approved December 10, 1980. File 25433 (23-43).

Dated this 9 day of December, 1980


J. B. Boyd, Right of Way Manager

JB:klm

December 1980


TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Sale of 4,265 square feet excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$50,000. Approved November 18, 1980. File 47622 (23-43).
- (2) Service contract with Southern Pacific Transportation Company in connection with crossing facilities at the Interstate 5 Overpass near Millersburg in Linn County. Approved November 19, 1980. RR1044 (23-50).
- (3) Sale of 36,960 square feet excess property on the Mist-Pittsburg Section of the Nehalem Highway in Columbia County for a minimum consideration of \$1,700. Approved November 19, 1980. File 3438 (23-43).
- (4) Sale of 2,333 square feet excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$42,500, superseding the previous February 22, 1980 approval by Mr. Boyd. Approved November 19, 1980. File 44631 (23-43).
- (5) Sale of 5,300 square feet excess property on the Marquam Bridge-SE 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$34,000. Approved November 19, 1980. File 44731 (23-43).
- (6) Right of Way Services Agr. with the City of Gresham for NE 223rd Avenue between Fariss Rd. and Powell Blvd. in Multnomah County. Approved November 21, 1980. Misc. C & A 6184, Agr. 175 (23-45).
- (7) Right of Way Services Agr. with Yamhill County for the North Yamhill River Bridge Section of Oak Ridge Road in Yamhill County. Approved December 9, 1980. Misc. C & A 6721, Agr. 176 (23-45).

Dated this 9 day of December, 1980.


Rod Henry, Assistant Right of Way Manager

RH:klm

MINUTES OF F 12-22-80

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On Nov 28, 1980, \$3,165,816.43 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of Oct, 1980.

On Nov 28, 1980, \$1,898,847.09 (12.17% of the Highway Fund) was distributed to the cities for the month of Oct, 1980.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 26th day of Nov, 1980

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: F. B. Klaboe
John Earley

L-7920 Joseph Charles Huber Jr. v. Ronald Dean Haas et al: This case involved an accident that occurred on August 19, 1979 near the Vista Tunnel on Highway 26 in Portland, Oregon. The Plaintiff is alleging that one of the defendants was acting as an agent for the state in cleaning the tunnel and was negligent and therefore the state is liable. The Plaintiff is seeking \$5,022.50 in damages to his vehicle. The matter has been referred to the Attorney General's office for the defense of the State.

L-7921 William H. Rosenberry as conservator for Kimberly Kae Rosenberry, a minor v. Larry Burkhart et al: This case involves an accident that occurred on March 7, 1980. The accident occurred on the Silverton-Mt. Angel Highway at a railroad crossing. The alleged negligence of the State of Oregon is in failing to adequately maintain the pavement and allowing a large and dangerous hole to develop in the pavement without filling it in. The Plaintiff is seeking \$2,022,913.65 in damages.

L-7922 John E. Anderson et al v. State of Oregon et al: This case arose out of an accident that occurred on April 5, 1978 in a motor vehicle collision in Clark County Washington. The complaint alleges that the defendant Gene Wilkinson was one of the negligent parties in the accident and that the negligent act of Mr. Wilkinson occurred in the course of his employment with the State of Oregon as the operator of a vehicle. The Plaintiff is seeking damages for injuries of property, personal injury to Edna B. Anderson and loss of consortium by John E. Anderson. No amount of damages is stated in the complaint. The matter has been referred to the Attorney General's office for the defense of the State.

L-7923 Lydia Kudearoff v. State of Oregon: This case arises out of an accident that occurred on May 1, 1979 at the intersection of Main Street and 42nd Street in Springfield, Oregon. The Plaintiff alleges that the traffic signal at the intersection was faulty and as a result the Plaintiff was involved in a collision with another vehicle. The Plaintiff alleges that the reason for the faulty traffic signal was the failure of the State to properly maintain the traffic signal. The Plaintiff is seeking \$165,000.00 as general damages for the injury. The matter has been referred to the Attorney General's office for the defense of the State.

REPORT OF CONDEMNATION CASES TRIED

<u>Defendant</u>	<u>State's Highest written offer made more than 30 days prior to trial</u>	<u>State's Highest Testimony at trial</u>	<u>Defend- ants' lowest demand</u>	<u>Verdict</u>
Roy H. Hehn	\$4,000.	\$4,000.	\$12,000.	\$5,650.

L-7587

R-49361

Section: Comstock-Anlauf

Highway: Pacific

County: Douglas

Attorney Fees:

Approved By: Jack L. Sollis

Date: December 1, 1980

G
12-22-80
REPORT OF CONDEMNATION CASES SETTLED

Defendant	State's Offer	State's Highest Appraisal	Amount of Settlement
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Safeway

L-7876

R-50495

Section: N.E. Alameda Ave.-N.E. Garden Valley Blvd.
Highway: Oakland-Shady Highway
County: Douglas

*Settled by Right of Way.

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

Plaintiff	Defendant	Cause of Action	Demand of Plaintiff
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State

Edward Pomme

Property Damage \$312.09

L-7911

County: Marion

Disposed of by: Paid in full.

Linda Lucero

Joseph Moulton

Personal Injury \$100,000

L-7780

County: Jackson

Disposed of by: Settlement of \$5,000.

January 27, 1981
Salem, Oregon

The Oregon Transportation Commission met in the Conference Room 122, Transportation Building at 10 a.m. Notice of the meeting had been made by press release to the newspapers of local and general circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
B. Gordon Coleman, Member
Bill Nessly, Assistant Attorney General
Fred Klaboe, Director of Transportation
Fred Miller, Assistant Director for Administration
George Bell, Assistant Director for Intergovernmental and Public Affairs
Robert Royer, Assistant Director for Policy and Planning
H. S. Coulter, State Highway Engineer
Larry Rulien, Executive Assistant to State Highway Engineer
Paul Burket, Administrator of Aeronautics Division
David Moomaw, Administrator of Motor Vehicles Division
Dennis Moore, Administrator of Public Transit Division
David Talbot, Administrator of Parks and Recreation Division
Robert Bothman, Administrator, Metropolitan Branch
David Moehring, Assistant State Highway Engineer, Project Management Branch
Robert Gormsen, Manager, Commission Services

There were others present including representatives of the news media.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the December 22, 1980, Commission meeting.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2706" on file in Commission's files, Salem.)
- 3) Adopted permanent rule to govern the issuance of special transportation permits allowing tow cars to tow disabled vehicles or combinations of vehicles on State highways. A temporary rule was adopted on September 16, 1980, and no objections were received. At the hearing on January 7, 1981, no opposition was voiced. (Permit Administrative Rule No. 44B" on file in Commission's files, Salem. Rule was filed with Secretary of State on January 28, 1981, and effective that date. The rule will be published in their Administrative Rule Bulletin on February 15, 1981.)

- 4) Request from Michael and Janice Adamson for construction of a single-family dwelling within the Sandy River Scenic Waterway in Clackamas County. Approval was subject to stipulations outlined in a letter from David Talbot to the Commission on January 13, 1981, a copy of which is on file in the Commission's files, Salem.
- 5) Request from William G. Parker to place a double-wide mobile home within the Rogue River Scenic Waterway in Josephine County. Approval was subject to stipulations outlined in a letter from David Talbot to the Commission on January 7, 1981, a copy of which is on file in the Commission's files, Salem.
- 6) Reappointed Glen Ferris, Paul Niskanen and Fred Stickel to four-year terms on the Travel Advisory Committee. Confirmed Chairman Yturri's previous approval of George Henderson's reappointment to Committee.

Written delegated authority reports had been mailed to the Commission prior to the meeting. These reports show action taken on behalf of the Commission pursuant to its duly adopted delegation orders: (Exhibits on file in Commission's files in Salem.)

Chairman of the Transportation Commission	Exhibit A
State Highway Engineer	Exhibit B
Assistant State Highway Engineer	Exhibit C
Right of Way Manager	Exhibit D
State Parks Administrator	Exhibit E
Highway Controller	Exhibit F
Chief Counsel	Exhibit G
Aeronautics Administrator	Exhibit H

Mr. Klaboe asked Mr. Royer to explain a resolution previously sent to the Commission concerning energy conservation. Mr. Royer explained that the Department is in the process of applying for a Federal grant to expand the ridesharing program. One of the requirements of the grant is a resolution from the Commission authorizing the Department to apply. Mr. Royer said this resolution includes this requirement and goes a step beyond and deals with conservation in general. It sets conservation as a high priority. He said the Department is asked what the Commission's policy is on raiding the Highway Fund by encouraging people not to burn fuel. He mentioned the measures which are undertaken must be cost-effective. He asked for the Commission's approval of this resolution. The Commission unanimously adopted the following resolution:

See next page for resolutions

RESOLUTION

WHEREAS, the impact of the high inflation rate on our highway fund is seriously affecting our ability to address the deterioration of the highway system; and

WHEREAS, the high inflation rate is, in part, created by this nation's reliance on foreign petroleum; and

WHEREAS, the transportation sector is the primary consumer of petroleum energy resources in the State of Oregon; and

WHEREAS, these resources are all imported from outside the state at major expense to the state's economy; and

WHEREAS, the reliability of supply of these petroleum energy resources has been inconsistent with demand; and

WHEREAS, it is essential that mobility be maintained during these petroleum energy supply shortages; and

WHEREAS, it is consistent with Policy 4 adopted by this Commission on January 18, 1977;

NOW, THEREFORE, BE IT RESOLVED by this Commission:

That conservation of petroleum resources is a major objective of the Department of Transportation and that cost effective actions should be taken by the Department to help Oregonians conserve petroleum.

BE IT FURTHER RESOLVED;

That a letter of interest be submitted to the Federal Highway Administration describing the proposed expansion of the current state ridesharing program and requesting participation in the National Ridesharing Discretionary Program as described in the Federal Register, Volume 45, Number 232/Monday, December 1, 1980.

This Resolution shall be entered in the minutes and records of the Commission on this 27th day of January, 1981 as Miscellaneous Resolution No. 267.

Mr. Klaboe commented briefly on the legislative session and said that the Transportation budget may come under consideration as early as next week. He said an orientation session had been held with the House Transportation Committee. The Subcommittee of the Joint Ways and Means Committee, who will consider the Transportation budget, has been appointed. They are Ed Lindquist, Denny Jones, Debbs Potts, and Frank Roberts. He said he would keep the Commission informed of significant issues as they arise.

The Commission set the next meeting for Thursday, February 19, 1981, in Salem and tentatively set the following meeting for Tuesday, March 24, 1981.

Mr. Burket asked for adoption of Permanent Administrative Rule Number 20-050 which relates to commercial activity on State-owned airports. He recalled that a temporary rule had been adopted in June 1980 due to a specific case that arose at that time. He explained that the public hearing had been completed in November and the results incorporated in the permanent rule. The Commission unanimously adopted "Aeronautics Rule No. 4A" on file in the Commission's files.

Mr. Moore called on Ed Immel, Project Coordinator of the Willamette Valley Express, to give a status report. Mr. Immel reported that there are three important elements in attracting people to use the train. They are equipment, schedules and fares. He said some adjustments have been made on the schedules and a redeemable coupon plan has been developed. He said Amtrak will sponsor a coupon sale beginning in February through April for round-trip rides on the Willamette Valley trains and the Coast Starlight between Portland and Eugene. He commented this is expected to boost declining ridership by 20 percent. He said the principal overall problem is the high cost to the rider. The train now averages about 160 per day and must reach 345 passengers per day to meet the predetermined acceptable level. He commented that the freight interference study is underway and some results will be available by April.

Mr. Moomaw said in October 1980 the Commission approved funding in the 1981-83 budget for development and installation of a new Drivers License Issuance System contingent upon a favorable cost benefit analysis. He said the Division proposes to install a distributed data processing system in division offices to support driver licensing, vehicle registration, and financial control applications. He said the Division has just completed the cost benefit analysis and he called on Tony DeLorenzo to review the benefits.

Mr. DeLorenzo said the results of the study are favorable to the proposed system and it will enable the Division to do a better job at less cost. He said there will be an estimated \$1,000,000 saved in the 10 year life of the system. In addition to the financial benefits, he continued, there will be better and faster service to the public and more effective administration of the driver licensing and registration programs. The Commission asked several questions about the system and the process.

Mr. Moomaw requested permission to proceed with the project and include in his 1981-83 budget \$958,278 to allow development of this system. The Commission voted unanimously to proceed with the project.

Mr. Coulter called on Dwayne Hofstetter to report on the bicycle trail and footpath program. He said this report is in response to some questions raised by the Commission last October.

Mr. Hofstetter began by mentioning that a written report had been sent to the Commission on January 16, 1981, concerning this program. (Copy of report entitled Footpaths and Biketrails Usage and Cost Study dated December 1980 on file in Commission's files, Salem). He said a Task Force was formed to evaluate the program and this report was compiled. He summarized the findings, conclusions and recommendations. (Mr. Hofstetter's written report to Commission on file in Commission's files, Salem). He said more than 3.7 million miles of bicycle travel were logged during 1980 on 226 miles of bikepaths. From the inception of the program in September 1971 through June 1980 a total of \$9,500,000 in State Highway Funds were spent for the program with a \$4,200,000 in Federal matching funds. The report showed usage was increasing.

Continued on next page

He said a traditional cost benefit analysis could not be done. The Task Force recommends that a Statewide master plan for the construction of bicycle trails should be developed by the Bicycle Advisory Committee. The Plan should include priorities for projects and include recommendations for any necessary changes in State statutes and for funding including the sources.

Commissioner Coleman pointed out that he lives in Eugene, which is the bicycle capital of Oregon, and he is pleased with the increased safety to the cyclist, as well as the automobile driver, brought about by the program.

Chairman Yturri complimented Mr. Hofstetter on his presentation and said the report, which was mailed to them, was very good.

Mr. Coulter requested permission to add 27 structures to the Six Year Highway Improvement Program. He said the structures are local government bridge replacement projects proposed for funding with HBR funds. The Commission unanimously approved the following projects for funding and authorized the State Highway Engineer to sign the necessary agreements:

HIGHWAY BRIDGE REPLACEMENT

ON-SYSTEM BRIDGES

<u>Region</u>	<u>County</u>	<u>Section Name</u>	<u>Work</u>	<u>Est. Cost (\$1,000)</u>	<u>Fiscal Year</u>
1	Washington	Tualatin Br.(Fern Hill Rd.)(FASA-677)	Structure	250	1981
3	Josephine	Orofino Cr. Br. (FASA-335)	Structure	150	1981
1	Columbia	Clatskanie R. Br. (FASA-752)	Structure	250	1982
1	Washington	McKay Cr. O'flow Br. (Shadybrook Rd.)(FASA-685)	Structure	150	1982
1	Washington	McKay Cr. O'flow Br. (Shadybrook Rd.)(FASA-685)	Structure	110	1982
1	Washington	Louisignont Cr.Br.(Timber Rd.) (FASA-690)	Structure	150	1982
3	Lane	Fall Cr. Br. (FASA-462)	Structure	300	1983
1	Clackamas	Johnson Cr. Br. S.E. 17th City of Milwaukie	Structure	400	1983
5	Wallowa	Wallow R. Br. (FASB-636)	Structure	120	1984
4	Wasco	White R. Br. (FASB-407)	Structure	250	1984

HIGHWAY BRIDGE REPLACEMENT

OFF-SYSTEM BRIDGES

<u>Region</u>	<u>County</u>	<u>Section Name</u>	<u>Work</u>	<u>Est. Cost (\$1,000)</u>	<u>Fiscal Year</u>
2	Lincoln	Yaquina R. (Chitwood)	Structure	375	1981
4	Wasco	Fifteenmile Cr. (FAX) (CR114)	Structure	200	1981
3	Jackson	Trail Cr. (Loper Lane)	Structure	240	1981
5	Malheur	Jordan Cr. (Danner) (CR495)	Structure	225	1981
1	Columbia	Westport Slough (Woodson)	Structure	500	1981
5	Morrow	Blackhorse Cr.(Arcade St.)(Lexington)	Structure	120	1981
3	Lane	Amazon Cr. (Danebo St.)(Eugene)	Structure	300	1981
2	Marion	Croison Cr.(Golf Course Rd.)(Salem)	Structure	100	1981
2	Lincoln	* Drift Cr. N. (Gorton Rd.)	Structure	150	1982
2	Tillamook	N. Fk. Nehalem R. (Scoville)	Structure	525	1982
1	Columbia	Scappoose Cr. (West Lane Rd.)	Structure	165	1982
1	Washington	Dairy Cr. (Pihl Rd.)	Structure	200	1982
5	Umatilla	McKay Cr. (Sumac) (CR1052)	Structure	139	1982
1	Clackamas	Sandy R. (Sleepy Hollow)	Structure	500	1982
4	Jefferson	* Irrigation Canal (CR732)	Structure	100	1982
5	Harney	Fry Lane Slough	Structure	135	1982
2	Polk	Ash Creek (Gun Club Rd.)	Structure	125	1982

* Projects canceled, June 18, 1981, meeting, page 4156

Mr. Bothman told the Commission about the ramp metering program newly installed in Portland on 6 miles of I-5 from the Broadway Bridge up to the Columbia River Bridge, including meters on nine of the northbound ramps on that section and seven on the southbound ramps. It operates in the morning and evening peak hours. He said that section of freeway carries in excess of 100,000 vehicles every weekday. The ramp metering has been very carefully monitored and studied since it began and the results to date are very good. He said the objective of this project was to operate that section of freeway smoothly and at its maximum capacity. He introduced Vicky Rocker who showed a short film clip of the ramp metering project.

Mr. Bothman said because the ramp metering allows more efficient use of the freeway by controlling the vehicle entry, travel times have been reduced because of the high level of speed maintained. There are significant savings in both time and gasoline. Vehicle accidents have been reduced. There are some problems remaining which have solutions. He said truckers do not like to come to a full stop on a grade because of the slowness in getting up to speed. At one point near Delta Park travel speed was increased from 12 to 44 miles per hour. At another point travel time was reduced from 22 minutes to 9 minutes. Enforcement has been no problem and violations have not been heavy. The total cost of the project was \$720,000. He gave to the Commission a packet of material about the ramp metering project, which included clippings from newspapers. (Copy of packet on file in Commission's files, Salem.)

Mr. Coulter explained the disaster which occurred on Highway 35 (Mt. Hood Highway) near Hood River in Hood River County. Major flooding occurred along the East Fork of Hood River on December 24 and 25, 1980. The flood was climaxed by an unusual cresting of flood waters which destroyed much of the highway and killed one person. The cost of immediate repair is about \$500,000 and the total rebuilding cost is estimated at \$12 million. The Federal Highway Administration have assured the Department that the costs to repair the damage are eligible for Federal Funding; however, that source of funds is committed for this fiscal year. He said about half of the replacement cost will come this year and the balance sometime later. He mentioned there have been some suggestions to relocate the highway outside the canyon because of the past experiences. He gave to the Commission a written report with photographs. (Copy on file in Commission's files, Salem.)

Mr. Coulter handed to the Commission the Third Revision (January 1981) of the State Highway System Preservation Study, which had just been completed. (Copy on file in Commission's files, Salem.)

Ellen Schneider and Roger Gertenrich, both members of the Salem City Council, addressed the Commission on the subject of a one-month scramble phase test at the intersection of Center Street (Willamina-Salem Highway) and High Street in Salem. This request would revise the existing traffic signal from two-phase to three-phase operation in order

to produce an exclusive pedestrian phase. The pedestrian scramble phase stops all traffic from entering the intersection and allows pedestrian movement in any direction (including diagonally) across the intersection.

Councilwoman Schneider said this request had been presented previously and the City was turned down because of the high vehicular traffic.

Bruce Schafer, City Traffic Engineer, provided additional statistical information and showed slides of the intersection. He said the cost of the test was estimated by the City at \$2,000 in which the City would pay the entire cost of the test. In response to questions from Chairman Yturri, Mr. Schafer said the scramble phase test would be monitored with a before-and-after report.

Mr. L. E. George, Traffic Engineer for the Highway Division, said the proposed signal revision would cause traffic congestion that involves the Center and Marion Street Bridges and various other city streets. He said if the Commission wishes to permit a trial installation it is the staff's recommendation that it be done at a location where it will not affect bridge traffic. The staff suggested an alternate location at Liberty Street (ORE 99E) and Chemeketa Street where the impact on bridge traffic will be minimal and where large pedestrian volumes exist. He said the State has estimated the cost at \$17,000. (Mr. George's written presentation on file in Commission's files, Salem.)

Councilwoman Schneider said the City would agree to stopping the test immediately if there is undue delay to traffic. In view of that, Mr. Klaboe said the staff will change their recommendation subject to the City agreeing to terminate the test if large traffic back-ups occur. The Commission unanimously agreed to the test with the condition that if it causes undue delay to traffic, it will be terminated before the 30-day period and the City is to provide the funding for the test.

At 11:55 a.m. the Chairman declared a five-minute recess. The meeting reconvened at 12 noon.

Gene Magee, Executive Director of the Oregon Coast Association, was present concerning proposed legislation (Senate Bill 101) to form a Department of Tourism. He said their Association feels that the greatest single need of the travel industry is greater recognition by the Legislature and the taxpayers. He asked for a study to be made by the Commission or through the Travel Advisory Committee to determine the advisability of passage of the Bill.

Chairman Yturri outlined the reasons why the Commission would not endorse this proposed legislation of a Department of Tourism as follows:

- 1) The creation of a new Department would not be cost effective in light of present economic conditions.

- 2) The present program is working well and tourism is far more compatible with the Department of Transportation than it is the Racing Commission or the State Fair.
- 3) A new Department would be expensive to establish.
- 4) Forming a new Department doesn't guarantee more clout or increased funding.
- 5) The tourism program has not been neglected. In the 1979 session, the advertising budget was doubled from \$400,000 to \$800,000 a biennium and three new positions were authorized.
- 6) The Governor is opposed to the creation of an additional Department.

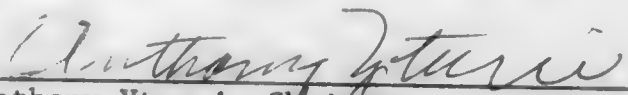
Vice Chairman Walsh added that he agreed with everything the Chairman said and that tourism is one of the most valuable industries and the cheapest kind of export we have because we're exporting scenery. Realistically, however, he felt that not much increase will be coming from the General Fund, but that more should come from the industry. He did not feel a new structure or new department would be the best answer. He felt what is needed is more advertising dollars and not more staff.

Commissioner Coleman concurred with the Vice Chairman's and Chairman's comments.

The Chairman in conclusion said that the Commission would do whatever it can to benefit tourism and the travel industry within the constraints that exist.


Mr. Magee responded by saying he appreciated their comments and that he now understands the problem better.

The meeting was adjourned at 12:15 p.m. (The Commission had an informal luncheon meeting in Room 135 with the Lane Transit District to discuss transit projects funded through the Department of Transportation.)


Anthony Yturri, Chairman


Tom Walsh, Vice Chairman

Peter J. Brix, Commissioner


B. Gordon Coleman, Commissioner

Robert W. Gormsen, Manager
Commission Services

Michael P. Hollern, Commissioner

January 27, 1981

1-27-81

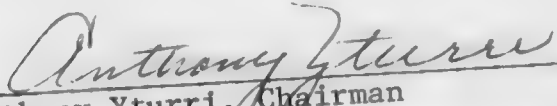
TO: Oregon Transportation Commission

SUBJECT: Report of Confirmation of Telephone Actions Taken
Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following action and report this action for your official records:

- (1) Option from Jean M. Parks for N. Greeley Avenue - I-5 Ramps Section of the Pacific Highway in Multnomah County. Consideration \$38,000.00. Approved December 9, 1980. File 50751.

Dated this 15 day of December, 1980.


Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED


STATE HIGHWAY ENGINEER

DATE: 12/12/80

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COM 4

1-27-81

TO: Oregon Transportation Commission

SUBJECT: Report of Confirmation of Telephone Actions Taken
Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following action and report this action for your official records:

- (1) Option from For-Mor Enterprises for Park Place-Clackamas Community College Section of the Cascade Highway South in Clackamas County. Consideration \$425,000.00. Approved December 9, 1980. File 51172.

Dated this 27 day of December, 1980.

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
DATE: 12/19/80

A

1-27-81

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
24942	Wright, Albert C. & Carolyn M. et al	\$ -0- 100.00
51704	Salquist, Grace	425,000.00
51172	For-Mor Enterprises	\$ 425,100.00
	3 Transactions	

(2) Agreement with Oregon Traffic Safety Commission, Motor Vehicles Division, and the Highway Division allowing the Traffic Safety Commission to directly obtain accident data which is under the Motor Vehicle Division's jurisdiction. The data will be obtained by using a Highway Division computer terminal located in the Transportation Building. (Traffic Section)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 15 day of December, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
DATE: 12/12/80

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REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Santiam Hwy. @ Clay St. (Albany)
Type of Work Traffic Signal Installation (Contract No. 9230)
County Linn Highway Santiam F.A. Proj. No. State
No. of Bidders 6 Low Bidder Linnco Electric Co., Albany
Low Bid \$ 43,994.00

Engineer's Recommendation: Award to low bidder subject to concurrence of the City of Albany and the sum of \$54,000.00 is deposited by the City.

No. 2 Project Pine Creek (Main St.) Bridge
Type of Work Structure Repair (Contract No. 9231)
County Umatilla Highway Main St. (Weston) F.A. Proj. No. BHOS-3003(1)
No. of Bidders 8 Low Bidder Weaver Construction Co., Union
Low Bid \$ 44,560.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Weston and the sum of \$11,000.00 is deposited by the City.

No. 3 Project Scholls Hwy. @ SW Nimbus Ave.
Type of Work Traffic Signal Installation (Contract No. 9232)
County Washington Highway Scholls F.A. Proj. No. State
No. of Bidders 5 Low Bidder Hamilton Electric, Inc., Eugene
Low Bid \$ 35,802.50

Engineer's Recommendations: Award to low bidder subject to an advance deposit of \$75,000.00 by S.P.I.D. Co. and Koll-Intereal N.W. Co., 50% each.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 12-22-80

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1-27-81

No. 4 Project Cascade Hwy. S. @ Warner/Milne Rd. (Oregon City)
(Contract No. 9233)
Type of Work Grading, Paving & Signals F.A. Proj. No. HES-78(2)
County Clackamas Highway Cascade South
No. of Bidders 9 Low Bidder Roy L. Houck Construction Co., Salem
Low Bid \$ 169,601.50

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

No. 5 Project Pacific Hwy.-Main Ave. (Canyonville)
(Contract No. 9234)
Type of Work Grading and Paving F.A. Proj. No. SOS-1004(1)
County Douglas Highway City Street (E. 1st Street)
No. of Bidders 3 Low Bidder Wildish Medford Construction Co., Medford
Low Bid \$ 55,632.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Canyonville and the sum of \$8,000.00 is deposited by the City.

No. 6 Project Fossil Cr.-Bone Cr.
(Contract No. 9235)
Type of Work Grading, Paving & Culverts F.A. Proj. No. FLH-9(1)
County Grant Highway John Day
No. of Bidders 11 Low Bidder J. C. Compton Co., McMinnville
Low Bid \$ 362,783.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 12-22-80

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1-27-81

No. 7 Project Diversion Canal (Joe Wright, Reeder, Spring Lake Roads) Bridges
Type of Work Structures (Contract No. 9236)
County Klamath Highway County Roads F.A. Proj. No. RS-B303(2)
No. of Bidders 8 Low Bidder F. E. Ward, Inc., Woodland, Washington
Low Bid \$ 619,350.00 "A"

Engineer's Recommendation: Award to low bidder subject to bidder meeting MBE requirements and the concurrence of Klamath County and the sum of \$381,300.00 is deposited by the County.

No. 8 Project Poodle Creek Road (Contract No. 9237)
Type of Work Grade, Pave, & Structure Widening F.A. Proj. No. State
County Lane Highway Florence-Eugene
No. of Bidders 6 Low Bidder Eugene Sand & Gravel, Inc., Eugene
Low Bid \$ 128,304.20

Engineer's Recommendations: Award to low bidder.

No. 9 Project Little Luckiamute River (Smith Rd.) Br. (Contract No. 9238)
Type of Work Structure F.A. Proj. No. BROS-2700(3)
County Polk Highway Smith Road
No. of Bidders 17 Low Bidder F. E. Ward, Inc., Woodland, Washington
Low Bid \$ 119,090.00

Engineer's Recommendations: Award to low bidder subject to concurrence of Polk County and the sum of \$29,500.00 is deposited by the County.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 12-22-80

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1-27-81

No. 10 Project Rowell St.-Lacreole Dr. (Dallas)
 Type of Work Grading and Paving (Contract No. 9239)
 F.A. Proj. No. M-6120(1)
 County Polk Highway City Street (Hankel St.)
 No. of Bidders 12 Low Bidder Wildish Corvallis Construction Co., Corvallis
 Low Bid \$ 516,104.58

Engineer's Recommendation: Award to low bidder subject to concurrence of the City of Dallas and the FHWA and the sum of \$270,400.00 is deposited by the City.

No. 11 Project Wallace Br.-Upper Salt Cr. Rd.
 Type of Work Grade, Pave and Structure (Contract No. 9240)
 F.A. Proj. No. TQF-F-47(11)
 County Polk Highway Willamina-Salem
 No. of Bidders 9 Low Bidder J. C. Compton Co., McMinnville
 Low Bid \$ 2,044,530.50

Engineer's Recommendations: Award to low bidder subject to bidder meeting MBE requirements and the concurrence of the FHWA.

No. 12 Project Elgin-Minam River Rd.
 Type of Work Grading, Paving & Signing (Contract No. 9241)
 F.A. Proj. No. F-7(8)
 County Union Highway Wallowa Lake
 No. of Bidders 8 Low Bidder J. C. Compton Co., McMinnville
 Low Bid \$ 2,370,159.75 "B"

Engineer's Recommendations: Award to low bidder subject to bidder meeting MBE requirements and the concurrence of the FHWA.

APPROVED BY CHAIRMAN
 ANTHONY YTURRI

DATE 12-22-81

A

1-27-81

No. 13 Project Mosier/The Dalles Hwy.-W. 8th St. (The Dalles)
(Contract No. 9242)
Type of Work Grading & Paving F.A. Proj. No. M-4031(3)
County Wasco Highway FAU 4031
No. of Bidders 5 Low Bidder Mid-Columbia Paving Co., Yakima
Low Bid \$ 260,792.10

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA and Wasco County and the sum of \$17,800.00 is deposited by the County.

On December 22, 1980, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received December 18, 1980, and authorized him to sign the contracts when conditions for the awards have been met.

Dated this 29 day of December, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

TO: Oregon Transportation Commission ~~MINUTE~~ OF 1-27-81

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50560, L-7855	Gossling, Ruth M.	\$ 162,000.00
51065	State of Oregon, by and through its Division of State Lands	700.00
51157	For-Mor Enterprises et al	107,150.00
51466	Cook, Erma C.	31,000.00
	4 Transactions	\$ 300,850.00

- (2) Supplemental agreement with the City of Warrenton in the North Unit, Astoria-Camp Rilea Section of the Oregon Coast Highway, State Primary Highway No. 9, which provides the following:
As requested by the City, to revoke the existing Pacific Avenue access on the east side of the Oregon Coast Highway at approximately Engineer's Station 133+30 and grant an access to Harbor Street on the west side of the Oregon Coast Highway at Engineer's Station 121+48. The change in accesses is for the convenience of the Port of Astoria and will serve the Clatsop County Airport.
(Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 27 day of December, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
2 Hubert
STATE HIGHWAY ENGINEER
DATE: 12/19/80

TO:

Oregon Transportation Commission

A

1-27-81

SUBJECT:

Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51117	Mitchell, Virginia	\$ 200.00
51124	Schnell, E. Stanley & Nadyne	-0-
51205	Huff, Lewis B. & Doris J.	870.00
51492	Gunther, Adolph & Martha	2,900.00
	4 Transactions	\$ 3,970.00

(2) Agreement between the State, Klamath County and the City of Klamath Falls for the future jurisdictional exchange of certain highways and roads in Klamath County and the City of Klamath Falls upon completion of the Southside Klamath Falls Bypass to acceptable highway standards, as tabulated below:

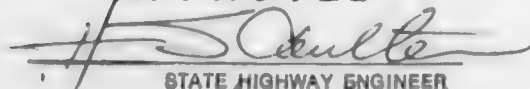
<u>Highway or Road</u>	<u>Future Jurisdiction</u>	<u>Approx. Mileage</u>
S. Side Klamath Falls Bypass US 97 to ORE 39	State	5.9
Chiloquin Secondary Highway No. 422 M.P. 534 to M.P. 9.51	Klamath County	4.2
Lower Klamath Secondary Highway No. 423 M.P. 0.00 to M.P. 7.02	Klamath County	7.0
Modoc Point Secondary Highway No. 427 M.P. 0.00 to M.P. 12.89	Klamath County	12.9
Klamath Falls-Lakeview Primary Highway No. 20 - M.P. 0.19 to M.P. 1.00W	City of Klamath Falls	1.3
Esplanade Spur of Primary Hwy. 50 M.P. Y5.10 to Y5.73E	(Klamath Falls-Malin Hwy.) City of Klamath Falls	0.4

The agreement also addresses the Bypass being mutually constructed by State and County utilizing various funding sources. (Local Govt.)

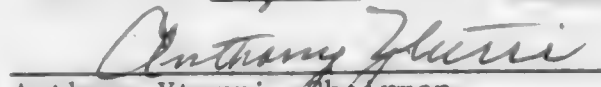
By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 29 day of December, 1980

APPROVED



STATE HIGHWAY ENGINEER

Date 12/23/80

 Anthony Yturri, Chairman
 Oregon Transportation Commission
 - 3983 -

A

1-27-81

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Action Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved the action listed below and report this action for your official records:

On January 5, 1981, approved a personal services agreement with J. V. Otter, Inc. to act as an expert witness and assist the Highway Division in the lawsuit by S. D. Spencer & Sons, arising out of Contract No. 8003, Pacific Highway, Douglas County. The maximum amount payable under the contract is \$8,720.

Dated this 16 day of January, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 1/8/81

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

A

1-27-81

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50876	Kelly, Harry P. & Jacqueline L.	\$ 260,000.00
50910	Wilson, Bill E. & Theresa L.	43,000.00
50934	Savage, Kathy	300.00
	3 Transactions	\$ 303,300.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 8 day of January, 1980

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 1/5/81

TO:

Oregon Transportation Commission

A

1-27-81

SUBJECT:

Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51266	Grabenhorst, George H. Jr.	\$ 765.00
51429	LaFarge, Dora	58,000.00
	2 Transactions	\$ 58,765.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 16 day of January, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 1/8/81

B
1-27-81

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On December 23, 1980, approved a professional services contract with John Vernon Otter concerning a conference on December 16 and 17, 1980, with Highway Division Engineer and Attorney General's office attorneys at Metro Division offices, an analysis of construction claims and preparation for trial - all in connection with a lawsuit filed by S. D. Spencer & Sons, Inc., arising out of Contract No. 8003, Pacific Highway, Douglas County.
- 2) On January 6, 1981, established the following speed zones on the Umatilla-Stanfield Highway at the north city limits of Hermiston in Umatilla County:

45 MPH from M.P. 3.28 to M.P. 4.31 and 35 MPH from M.P. 4.31 to M.P. 4.33.

Rescinds Speed Zone Order No. 804 dated February 28, 1979. See Speed Zone Order No. 853.
- 3) On January 9, 1981, revised the through-stop resolution on the Hood River Highway dated June 29, 1962, to read:

At the intersection of the Hood River Highway No. 281 with Baseline Road and Cooper Spur Road (M.P. 17.28), all traffic approaching from the westerly direction shall stop. Traffic approaching from Cooper Spur Road shall not stop at this intersection. (See Reso. File 4cc)

(Approved by L. W. Rulien on behalf of State Hwy. Engr.)
- 4) On January 14, 1981, approved a professional services agreement with Professional Development Seminars (Jean Names) for a seminar entitled Professional Development for Women on February 17 and 19, 1981, at a cost not to exceed \$850. (Approved by L. W. Rulien on behalf of State Highway Engineer)

Dated this 16th day of Jan., 1981

H. S. Coulter
H. S. Coulter, State Highway Engineer

TO: Oregon Transportation Commission 1-27-81

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:


- 1) Thornton Lake Bridge on FAS A516 in Benton County. Bids received November 20, 1980. Contract No. 9222 awarded December 16, 1980, to Ross Bros. Construction, Inc., Salem, at \$156,412.
- 2) Mill Creek (Park) Bridge in Polk County. Bids received November 20, 1980. Contract No. 9226 awarded December 17, 1980, to Aubrey Mt. Construction Company, Oakridge, at \$157,520.
- 3) Traffic signal installation on the Santiam Highway at Clay Street in Albany, Linn County. Contract No. 9230 awarded December 29, 1980, to Linnco Electric Co., Albany, at \$43,994. Bids received December 18, 1980.
- 4) Structure repair on the Pine Creek (Main Street) Bridge in Weston, Umatilla County. Bids received December 18, 1980. Contract No. 9231 awarded December 31, 1980, to Weaver Construction Company, Union, at \$44,560.
- 5) Work on the Cascade Highway South at Warner/Milne Road in Oregon City, Clackamas County. Bids received December 18, 1980. Contract No. 9233 awarded December 23, 1980, to Roy L. Houck Construction Company, Salem, at \$169,601.50.
- 6) Work on the Pacific Highway-Main Avenue Section of East 1st Street in Canyonville, Douglas County. Bids received December 18, 1980. Contract No. 9234 awarded December 29, 1980, to Wildish Medford Construction Co., Medford, at \$55,632.
- 7) Work on the Fossil Creek-Bone Creek Section of the John Day Highway in Grant County. Bids received December 18, 1980. Contract No. 9235 awarded December 23, 1980, to J. C. Compton Co., McMinnville, at \$362,783.
- 8) Diversion Canal (Joe Wright, Reeder, Spring Lake Roads) Bridges in Klamath County. Bids received December 18, 1980. Contract No. 9236 awarded January 7, 1981, to F. E. Ward, Inc., Woodland, Washington, at \$619,350 (Alternate A).

B

1-27-81

- 9) Little Luckiamute River (Smith Road) Bridge in Polk County. Bids received December 18, 1980. Contract No. 9238 awarded January 12, 1981, to F. E. Ward, Inc., Woodland, Washington, at \$119,090.
- 10) Work on Rowell Street-LaCreole Drive Section of Hankel Street in Dallas, Polk County. Bids received December 18, 1980. Contract No. 9239 awarded January 13, 1981, to Wildish Corvallis Construction Company, Corvallis, at \$516,104.58.
- 11) Work on Wallace Bridge-Upper Salt Creek Road Section of the Willamina-Salem Highway in Polk County. Bids received December 18, 1980. Contract No. 9240 awarded December 23, 1980, to J. C. Compton Co., McMinnville, at \$2,044,530.50.
- 12) Work on Elgin-Minam River Road Section of the Wallowa Lake Highway in Union County. Bids received December 18, 1980. Contract No. 9241 awarded December 23, 1980, to J. C. Compton Company, McMinnville, at \$2,370,159.75 (Alternate B).
- 13) Work on Mosier-The Dalles Highway-West 8th Street (The Dalles) Section of FAU 4031 in Wasco County. Bids received December 18, 1980. Contract No. 9242 awarded December 30, 1980, to Mid-Columbia Paving Company, Yakima, Washington, at \$260,792.10

Dated this 15 day of January, 1981


H. S. Coulter, State Highway Engineer

1-16-81

B

1-27-81

QUARTERLY REPORT OF PROPERTY DAMAGE CLAIMS
MADE AND COLLECTED BY STATE HIGHWAY DIV. LEGAL SECTION

Period From 10-1-80 Thru 12-31-80

	No.	Amount
Claims Pending at Beginning of Period	<u>82</u>	<u>\$ 130,455.54</u>
Claims Pending at End of Period	<u>109</u>	<u>\$ 201,045.34</u>
<hr/>		
Money Collected During Period		
Installment Payments	<u>50</u>	<u>\$ 1,121.54</u>
Compromise Payments	<u>7</u>	<u>\$ 3,652.73</u>
Payments in Full	<u>82</u>	<u>\$ 79,822.73</u>
TOTAL		<u>\$ 84,597.00</u>
<hr/>		
Claims Abandoned During Period	<u>20</u>	<u>\$ 9,701.70</u>
<hr/>		
Damage Cases (Actions Filed)	<u>71</u>	<u>\$ 116,283.96</u>
Uncollected Judgments	* <u>---</u>	<u>\$ -----</u>

* Referred to Department of Revenue for collection.

1-27-81

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under authority delegated to me to accept contracts completed according to specifications, I accepted the following:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Willamette Western Corp. No. 9072	SE 132nd Ave.-SE 142nd Ave. Clackamas County	December 12, 1980
Ray Wells, Inc. No. 9169	Yachats (7th St.) Lincoln County	December 12, 1980
Hensel Phelps Construction Co. No. 8519	S. Banfield Intchge.(NE Halsey St. U'Xing & Banfield Freeway O'Xing.) Multnomah County	December 16, 1980
Hamilton Electric Inc. No. 9068	SE Powell Blvd. @ SE 122nd Ave. Multnomah County	December 16, 1980
Wildish Corvallis Const. Co. No. 9113	Court Way W.-Jackson St. W. (Monmouth) Polk County	December 22, 1980
Clarke Electric Co. No. 8851	S. 3rd St.@ Wilson Ave. (Bend) Deschutes County	December 24, 1980
Western Construction Co. No. 9141	Jordan Valley-Idaho State Line Malheur County	December 30, 1980
Stach Construction Co. No. 9134	Hart Lake Bridges Lake County	December 30, 1980
Douglas S. Coats, Inc. No. 9135	Greenwood St.-Alamo St.(Enterprise) Wallowa County	January 9, 1981
Cascade Const. Co., Inc. No. 8992	SE Crystal Springs Blvd.-SE Glenwood St. Multnomah County	January 13, 1981

January 14, 1981


C. T. Keasey
Asst. State Highway Engineer

D
1-27-81

January 1981

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Transfer of 710 square feet excess right of way and easement to the City of Oregon City for their project on the Cascade Highway South at Warner-Milne Rd. in Clackamas County. Approved December 18, 1980. File 51237 A (23-43).
- (2) Sale of 0.31 acre excess property on the Oakhill-Eugene-Springfield Section of the Florence-Eugene Highway in Lane County for a minimum consideration of \$39,200. Approved December 18, 1980. File 44462 (23-43).
- (3) Amendment to Permit of Entry Agr. with Southern Pacific Transportation Co. for the Midland-California State Line Section of The Dalles-California Highway in Klamath County, previously approved September 15, 1980. Approved December 18, 1980. RR 1029 and File 51203 (23-50).
- (4) Service Contract with the Southern Pacific Transportation Co. for grade crossing protection devices at "B" St. Drain in Douglas County. Approved December 18, 1980. RR 1045 (23-50).
- (5) Sale of 1.0 acre excess property on the Oakhill-Eugene-Springfield Sec. of the Forence-Eugene Highway in Lane County for a minimum consideration of \$96,000. Approved December 18, 1980. File 44399 (23-43).
- (6) Service Agr. with Tri-County Metropolitan Transportation District of Oregon for the Banfield Transitway Project in Multnomah County. Approved November 7, 1980. Misc. C & A 7403, Agr. 177 (23-45).
- (7) Sale of 5,659 square feet excess property on the Marquam Bridge-SE 84th Avenue Sec. of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$63,000. Approved December 16, 1980. File 44976 (23-43).
- (8) Right of Way Services Agr. with Clackamas County for the Courtney Road-Rothe Road Project on Oatfield Road in Clackamas County. Approved December 10, 1980. Misc. C & A 6916. Agr. 178 (23-45).
- (9) Sale of 10,040 square feet excess property on the Oakhill-Eugene-Springfield Sec. of the Florence-Eugene Highway in Lane County for a minimum consideration of \$54,000. Approved December 22, 1980. File 43904 (23-43).

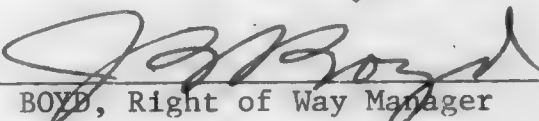
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1-27-81

Report of January, 1981 (cont.)

- (10) Sale of 0.262 acre excess property on the Jumpoff Joe Cr.-Grants Pass Sec. of the Pacific Hwy. in Josephine County to Josephine County in exchange for a 0.267 acre parcel. Approved December 22, 1980. File 24504 (23-43).
- (11) Service Contract with Southern Pacific Transportation Co. for grade crossing protection devices at Agate Rd. in Jackson County. Approved December 23, 1980. RR 1050 (23-50).
- (12) Exchange of property with Marvin A. Russell to perfect title on existing right of way for the Bend-LaPine Sec. of The Dalles-California Hwy. in Deschutes County. Approved September 29, 1980. File 19603 (23-43).
- (13) Release of State's reversionary interest in 38 acres at John Day Fossil Beds National Monument in Wheeler County to the United States of America in exchange for reverter rights in other U.S.A. property. Approved April 24, 1980. File 11728 (23-43).
- (14) Sale of 6.15 acres excess property on the The Dalles-Dufur Section of the old The Dalles-California Highway in Wasco County for a minimum consideration of \$750. Approved January 12, 1981. File 7666L2478.

Dated this 15 day of January, 1981.



J. B. BOYD, Right of Way Manager

JB:klm

E

1-27-81

TO: Oregon Transportation Commission
SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On November 13, 1980, approved Euna Tipton's application for logging activities within the Rogue River Scenic Waterway in Josephine County.

On November 17, 1980, approved an addendum to a Survey and Planning Agreement with the City of Albany, Linn County, for HSPP 7913 extending the ending date to September 31, 1980.

On December 4, 1980, approved R.B. DeLess' - Oregon State Parks and Recreation Division - application to construct a Type 4 toilet building within the Clackamas River Scenic Waterway in Clackamas County.

On December 4, 1980, approved James R. Woodcocks' application to place a mobile home within the Clackamas River Scenic Waterway in Clackamas County.

On December 10, 1980, approved a Maintenance and Administration Agreement with Ronald Allisan, Jackson County, for Historic Preservation Grant-in-Aid, Jacksonville Historic District, 640 E California Street, in the amount of \$5,000.

On December 11, 1980, approved David and Laura Newman's application to construct a single-family dwelling within the Rogue River Scenic Waterway in Josephine County.

On December 16, 1980, approved a second public auction sale of two lots which were part of a 2.56-acre excess park property north of Fogarty Creek State Park, approved for sale September 26, 1980.

On December 17, 1980, approved an amendment to Central Lincoln PUD's contract with the State for power service to Smelt Sands State Park restroom facilities in North Yachats, Oregon, in Lincoln County. The annual minimum charge for this addition shall be \$166.00.

E

1-27-81

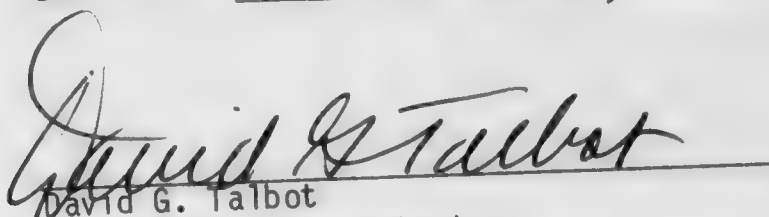
Oregon Transportation Commission
Delegated Authority Report
Page 2

On December 17, 1980, approved Homer R. Ames' application to construct a cedar deck within the Deschutes River Scenic Waterway in Wasco County.

On December 22, 1980, approved Jon H. Bowerman's application to construct a barn within the John Day River in Wheeler County.

On January 12, 1981, approved a real property exchange agreement with Willamette Industries, Inc., for the acquisition of Crabtree Valley.

Dated this 14th day of Jan., 1981.


David G. Talbot
State Parks Administrator

DGT/dmf
1/14/81

1-27-81

TEMPORARY RULE REINSTATING CAMPSITE RESERVATION FEE AND INCREASING ADVANCE DEPOSIT FEE

WHAT THIS RULE DOES:

This rule implements at state parks reserving campsites for individuals or clubs, a \$2.00 nonrefundable fee and an increase in the advance deposit from \$4.00 to \$5.00 for each reservation made.

STATUTORY AUTHORITY AND PROCEDURE:

ORS 390.160 authorizes the Oregon Department of Transportation to adopt rules for the use and administration of state parks. ORS 184.619 grants the Oregon Transportation Commission authority to adopt rules it considers necessary to carry out the functions of the Department. By administrative rule, the Commission has delegated to the State Parks Administrator authority to adopt emergency rules to protect park visitors, facilities, resources and the environment.

RULE

Effective 12:01 a.m., Monday, January 12, 1981, the following rule will be in effect at state parks reserving campsites for individuals or clubs.

Campsite Reservations

Per Reservation:	
Advance Deposit	\$5.00
Reservation Fee	<u>\$2.00</u>
(nonrefundable)	
TOTAL	\$7.00

- Reservations will be accepted at designated parks by letter or in person from the second Monday in January through Labor Day weekend, for overnight camping from Memorial Day weekend through Labor Day weekend of the same year.
- There shall be a \$5.00 advance deposit for each reservation. The deposit will be applied toward the nightly camping fee. In addition, a \$2.00 nonrefundable reservation fee is required for each reservation. The deposit and reservation fee must accompany the reservation request.
- If notification of a reservation cancellation is received at the appropriate state park by 6:00 p.m. of the day of the reservation, a \$5.00 credit slip will be issued which can be applied against future camping fees.
- Unless the appropriate park is notified, reserved sites not cancelled and unclaimed will be available on a first come first served basis at 10 a.m. of the day after the reservation date.

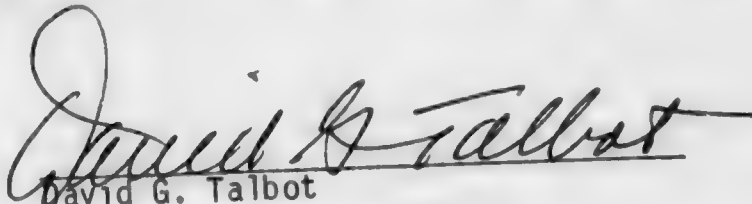
Club Camping Reservations

Per Reservation:	
Advance Deposit	\$5.00
Reservation Fee	<u>\$2.00</u>
(nonrefundable)	
TOTAL	\$7.00

1-27-81

- a. At certain designated parks, clubs or organizations may reserve a block of adjoining campsites. The club's wagonmaster or responsible chairman must submit the following at least ten days prior to the occupancy date:
- 1) The official application form.
 - 2) A \$5.00 advance deposit and a \$2.00 nonrefundable reservation fee for each campsite reserved.
- b. Upon arrival at the park, each individual camping unit of the group organization shall submit full payment of the reserved campsite.
- c. The clubs must take the campsites designated in the reserved block regardless of the type of sites.
- d. Notification of a cancellation must reach the issuing park at least three (3) working days (Monday through Friday) prior to occupancy date to receive a refund. Five dollars (\$5.00) shall be deducted from any cash refund for state administrative costs.
- e. Unless the appropriate park is notified, reserved sites not cancelled and unclaimed will be available on a first come first served basis at 10 a.m. of the day after the reservation date.

This temporary rule shall expire at 11:59 p.m., Sunday, May 31, 1981.


David G. Talbot
State Parks Administrator

Adopted on 1-5-81,
to be effective 12:01 a.m., Monday,
January 12, 1981.

*Original rule
filed in book
Rule 101. #47*

F
1-27-81

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On December 26, 1980, \$3,013,542.18 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of Nov, 1980.

On December 31, 1980, \$1,806,511.38 (12.17% of the Highway Fund) was distributed to the cities for the month of Nov, 1980.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 31st day of December, 1980

V. E. Skoog
V. E. Skoog, Controller
Highway Division

Attachments

cc: F. B. Klaboe
John Earley

1-27-81

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-7927 Terrence E. Harrington v. State of Oregon, Department of Transportation, Highway Division: This case arose out of an accident that occurred on December 15, 1978, on Oregon Highway 22, at milepost 15.5. The alleged negligence of the State was in not sanding the roadway and not warning the defendant of the icy condition. The defendant is seeking \$50,000 in general damages and an undetermined amount in special damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-7928 Vernon R. Simpson and Esther K. Simpson v. State of Oregon, Department of Transportation et al: This is an action for negligence, nuisance, trespass, inverse condemnation, injunctive relief and a declaratory judgment. The lawsuit arises out of an accident in which a motor vehicle left the highway at a curve and crashed into plaintiff's house. The plaintiff is claiming that the failure of the Highway Division to properly design the highway which is close to his house has reduced the value of his house by \$35,000 and reduced the value of the personal property in it by \$4,000. The plaintiff also is seeking \$50,000 for extreme and continuing emotional upset and mental distress. The plaintiff is seeking \$89,000 in damages from the State and \$12,500 in attorney fees. The plaintiff is also suing two individuals for damage to plaintiff's property in the amount of \$64,000 because of the collision of the automobile with the house. The matter has been referred to the Attorney General's office for the defense of the State.

L-7929 Charles R. Cox et al v. State of Oregon, by and through its Department of Transportation, Highway Division: This is an inverse condemnation case in which the plaintiff alleges that the Highway Division constructed a portion of State Highway Number 395 in Burns, Oregon on the plaintiff's property without payment to the plaintiff for the property. The plaintiff also contends that the State destroyed and impaired his access to his property and destroyed a large share of their parking space. The plaintiff's are asking for the fair cash market value of the property and damages to the remainder and attorney fees. No monetary amounts were set forth in the complaint. The case has been referred to the Attorney General's office for the defense of the State.

G

1-27-81

REPORT OF CONDEMNATION CASES SETTLED

<u>Defendant</u>	<u>State's Offer</u>	<u>State's Highest Appraisal</u>	<u>Amount of Settlement</u>
Brian A. Hemmingson	\$72,200	\$78,830	\$93,500

L-7681

R-50165

Section: Bend So. City Limits-Murphy Road

Highway: The Dalles-California

County: Deschutes

Approved by: Jack L. Sollis

Date: 1/19/81

Ralph Ohman

\$73,000 \$73,000 \$66,018

L-7878

R-50500

Section: N.E. Alameda Ave.-N.E. Garden Valley

Highway: Oakland-Shady

County: Douglas

Approved by: Jack L. Sollis

Date: 1/19/81

1-27-81

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

Plaintiff	Defendant	Cause of Action	Demand of Plaintiff
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State	Ronald Buck	Rent	\$1,258.
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L-7561

County: Lane

Disposed of by: Judgment taken for \$1,648.84, includes rent, attorney fees, and costs. Unable to locate assets for collection.

State	Leon Paul Lange	Damage	\$434.82
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L-7902

County: Marion

Disposed of by: Dismissed. Paid in full.

State	Gordan Harris	Damage to Light Pole	\$3,000
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L-7904

County: Marion

Disposed of by: Paid in full

City of Portland	George Gaunce	Condemnation	See Below
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L-7882

County: Multnomah

Disposed of by: This is a condemnation case by the City of Portland against George E. Gaunce et al. The State is involved because of a judgment against Mr. Gaunce which was a lien on the property. This was a result of a condemnation case that was concluded several years ago. The court has now paid the Highway Division the sum of \$519.55 and we have been dismissed as a party defendant.

G
1-27-81

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
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State	Edith Gaede	Guardrail Damage	Dismissal
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L-7820

County: Washington

Disposed of by: Dismissed - Paid in full.

State	Frederick D. White	Property Damage	573.00 + attorney fees & costs
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State	Dan H. Lee	Property Damage	\$993.00 + attorney fees & costs
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L-7783

County: Marion

Disposed of by: Default judgment of \$1,353.00. Driver's
license has been suspended.

State	Christopher D. Siner	Damage concrete median barrier	\$922.21
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L-7840

County: Lincoln

Disposed of by: Dismissed. Unable to locate defendant to serve.

State	Armando Oliveriz Espinoza	Damage traffic attenuator	\$1,218.21
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L-7786

County: Multnomah

Disposed of by: Dismissed. Unable to locate defendant's assests.

G
1-27-81

REPORT OF TRIAL OF OTHER CASES - State Plaintiff

Defendant	Cause of Action	Demands of Plaintiff	Verdict or Judgment
Charles T. Heitz	Forcible entry & unlawful detainer	Removal of defendant from premise	Stipulated vacation by 1/12/81
L-7931 County: Multnomah			
Remarks: Mr. Heitz agreed to stipulate to a judgment of restitution if we gave him till midnight January 12, 1981 to move out. This agreement was also conditioned on payment of \$500.00 for rent for December, 1980 and January 1 - 12, 1981, with no costs or disbursements.			
Terry Lee Green	Damage to signal & post	\$573.97 + attorney fees & costs	\$573.97 + 9% interest on balance & attorney fees & costs.
L-7907 County: Marion			
Jeri Rae Johnson	Guardrail Damage	\$217.69 + attorney fees & costs	\$217.69 + 9% interest on balance from 12/18/80 until paid + attorney fees & costs
L-7808 County: Josephine			
Francisco Rodriguez	Damage to shrubby	\$380.00 + costs	\$380.00 + 9% interest on balance until paid + attorney fees & costs

G

1-27-81

REPORT OF CONDEMNATION CASES TRIED

Defendant	State's Highest written offer made more than 30 days prior to trial	State's Highest Testimony at trial	Defend- ants' lowest demand	Verdict
Edda A. McCormick L-7437 R-40514	\$7,500	\$15,000	\$21,000 + attorney fees	\$8,000
Section: Grants Pass-New Hope Highway: #272 (Williams) County: Josephine				
Approved by: Jack L. Sollis Date: 12/12/80				

Inez Langdon L-7628 R-49895	\$19,000	\$19,000	\$45,000	\$15,500.00
Section: Warren-Scappoose Highway: Columbia River County: Columbia				
Approved by: Jack L. Sollis Date: 12/30/80				

G

1-27-81

REPORT OF TRIAL OF OTHER CASES - State Defendant

<u>Plaintiff</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
Deanna Wilson	personal injury & property damage	\$100,000	Verdict for State

L-7746

County: Lincoln



H


1-27-81

State of Oregon Aeronautics Division

3040 25th STREET S.E., SALEM, OREGON 97310 PHONE 378-4880

January 16, 1981

MEMO TO: Anthony Yturri, Chairman
Gordon Coleman
Michael P. Hollern
Tom Walsh
Peter J. Brix

FROM: Paul E. Burket, 
Aeronautics Administrator

SUBJECT: Agenda Items for Commission Meeting, January 27, 1981
(Actions by Aeronautics Administrator under delegated authority)

The following information report is submitted regarding contractural and real property actions I have taken under the authority delegated to me by the Transportation Commission.

They will appear in the agenda as an information item only.

1. On October 25, 1979, executed a Professional Services Agreement between OSAD and Malcolm R. Miner (Chiloquin State Airport).
2. On November 14, 1979, executed Addendum No. 2 to the Professional Services Agreement between OSAD and Hodges and Shutt, dated February 15, 1979 (ADAP - Lebanon State Airport).
3. On November 19, 1979, executed Addendum No. 1 to the Professional Services Agreement between OSAD and Wadell Engineering Corporation dated February 16, 1979.
4. On December 11, 1979, executed Addendum No. 2 to the Professional Services Agreement between OSAD and Hodges and Shutt, dated February 15, 1979 (ADAP - Lebanon State Airport).
5. On December 24, 1979, executed Addendum No. 3 to the Professional Services Agreement between OSAD and CH2M Hill dated January 26, 1979 (John Day State Airport).
6. On March 13, 1980, executed a Professional Services Agreement between OSAD and Malcolm R. Miner for services at the Lebanon State Airport and the Siletz Bay State Airport.
7. On April 9, 1980, executed a Professional Services Agreement between OSAD and Malcolm R. Miner to prepare noise contours at the Independence and Oakridge State Airports.

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A DIVISION OF THE DEPARTMENT OF TRANSPORTATION
A MEMBER OF THE NATIONAL ASSOCIATION OF STATE AVIATION OFFICIALS

8. On April 14, 1980, executed addendum No. 3 to the Professional Services Agreement between OSAD and Hodges and Shutt, dated February 15, 1979 (ADAP - Lebanon State Airport).
9. On April 16, 1980, executed the following:
 - a. Addendum No. 2 to the Professional Services Agreement between OSAD and Wadell Engineering Corporation dated February 16, 1979.
 - b. A Professional Services Agreement between OSAD and Malcolm R. Miner for land use planning services at the Lebanon State Airport.
10. On May 23, 1980, executed an Engineering Services Agreement between OSAD and Regional Consultants, Inc. (Lebanon State Airport - Water Supply system analysis).
11. On May 30, 1980, executed a Professional Services Agreement between OSAD and Marjorie Hanley for the Aircraft Counter program.
12. On June 17, 1980, executed the following:
 - a. Addendum No. 4 to the Professional Services Agreement between OSAD and Hodges and Shutt dated February 15, 1979 (ADAP - Lebanon).
 - b. Addendum No. 1 to the Professional Services Agreement between OSAD and Wadell Engineering Corporation (Brookings State Airport Master Plan).
13. On June 17, 1980, certified the Temporary Administrative Rule to the Secretary of State to govern commercial operations at State-owned airports.
14. On August 12, 1980, executed the Professional Services Agreement between OSAD and Malcolm R. Miner to prepare noise impact boundaries for the Independence and McDermitt State Airports.
15. On August 18, 1980, executed the following:
 - a. Addendum No. 1 to the Professional Services Agreement between OSAD and Malcolm R. Miner dated October 29, 1979 (Chiloquin State Airport).
 - b. The Professional Services Agreement between OSAD and Malcolm R. Miner for noise impact boundaries (Independence and McDermitt State Airport).
16. On November 7, 1980, executed Addendum No. 2 to the Professional Services Agreement between OSAD and Malcolm R. Miner dated September 29, 1979 (Chiloquin State Airport).
17. On November 20, 1980, conducted a public hearing on the Temporary Administrative Rule (20-050) to make it permanent.
18. On December 8, 1980, executed a Professional Services Agreement between OSAD and CH2M Hill (Condon State Airport).

Oregon Transportation Commission

H January 16, 1981

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Real Property Actions:

1. On August 27, 1980, executed Addendum #2 to the Flying Service Lease between the OSAD and Independence Flight Service dated May 11, 1979.
2. On September 5, 1980, executed the following:
 - a. Lease #OR 21037 between the OSAD and the Bureau of Land Management for property for the McDermitt State Airport (64.45 acres for a twenty (20) year term).
 - b. Executed a Grant Agreement under the Planning Grant Program (PGP) for the Wallowa County Airport (Project #A-41-0086-01/ contract DOT-FA80NW 1559).
3. On September 17, 1980, executed a twenty-year (to July, 2000) lease between OSAD and Locke Jacobs for the McDermitt State Airport.
4. On September 22, 1980, executed a five-year (to August 31, 1985) Hangar Site Lease between OSAD and William Gorman and Ken Gorman at the Independence State Airport.
5. On September 29, 1980, executed FAA contract DFTA 01-80-C-30143 for the Airport Activity Counter program.
6. On October 2, 1980, executed a Professional Services Agreement between OSAD and Malcolm R. Miner to prepare the Wallowa County Site Study.
7. On October 10, 1980, executed an Assignment of the lease between OSAD and Richard Sether to Albert Edgerly for site W-17 at the Lebanon State Airport.
8. On October 14, 1980, executed Addendum No. 1 to the Professional Services Agreement between OSAD and Malcolm R. Miner dated April 17, 1980.
9. On October 29, 1980, executed a Termination of the lease between the OSAD and Viking Aviation, Inc. at the Tri-City State Airport.
10. On November 3, 1980, executed a renewal of the Hangar Site Lease between the OSAD and Lee Schrunk for Site "B" at the Independence State Airport. (Said contract was extended for five years to October 9, 1985).
11. On November 12, 1980, executed the Assignment of lease between OSAD and James Schneider to Sam Orcutt for Site No. 2, space "D" at the Independence State Airport.
12. On November 17, 1980, executed the following agreements:
 - a. An application for an Operating Permit between OSAD and the State Department of Geology for extraction of gravel at the McDermitt State Airport.

Oregon Transportation Commission

H

January 16, 1981

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November 17, 1980 (continued)

- b. A Reclamation Plan for mined lands between OSAD and the Dept. of Geology and Mineral Industries for gravel extraction at the McDermitt State Airport.
- 13. On November 20, 1980, executed the following:
 - a. A Tree Cutting Permit between OSAD and Harold Knapp (one year to September 30, 1981) at the Cape Blanco State Airport.
 - b. An Assignment of the lease between OSAD and Charles Shearer to Terrance Rahe for Site W-13 at the Lebanon State Airport.
- 14. On November 24, 1980, executed an Occupancy Permit between the OSAD and the Nevada Department of Transportation for the Cordero Mine road (McDermitt State Airport).
- 15. On November 26, 1980, executed an Easement to the Parks Division for a sewage effluent line at the Siletz Bay State Airport.
- 16. On December 1, 1980, executed an Assignment of the lease between OSAD and Dick Sether to Orval Butler for Site E-7 at the Lebanon State Airport.
- 17. On December 4, 1980, executed a deed (File No. A-37) OAD/ODOT to Simmons for an exchange of 1.5 acres of State-owned property for 1.7 acres of property owned by Simmons adjacent to the Cascade Locks State Airport.
- 18. On December 15, 1980, executed a Release of Easement for the Sisters Airport.
- 19. On December 23, 1980, executed an Arrearage Agreement between the OSAD and Centennial Aviation at the Cottage Grove State Airport.
- 20. On December 29, 1980, executed a five-year (to December 31, 1985) Hangar Site Lease between OSAD and Kenneth Bond for Sites W-7 and W-11 at the Lebanon State Airport.
- 21. On January 5, 1981, executed a five-year (to December 31, 1985) Hangar Site Lease between OSAD and Mercedes Altizer McDaniel for Site E-8 at the Lebanon State Airport.
- 22. On January 7, 1981, executed the following:
 - a. A Termination of Hangar Site Lease between OSAD and Jack H. Morris at the Cape Blanco State Airport.
 - b. A five-year (to December 31, 1985) Hangar Site Lease between OSAD and Dr. & Mrs. William Lohr for Site E-11 at the Lebanon State Airport.

Oregon Transportation Commission

H January 16, 1981

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January 7, 1981 (continued)

- c. A five-year (to December 31, 1985) Hangar Site Lease between OSAD and Joe Gilbert for Site E-1 at the Lebanon State Airport.
- d. A five-year (to December 31, 1985) Hangar Site Lease between OSAD and Fred W. Flesher for Site W-3 at the Lebanon State Airport.
- e. A five-year (to December 31, 1985) Hangar Site Lease between OSAD and Norman Cofflet for Site E-6 at the Lebanon State Airport.
- f. A five-year (to December 31, 1985) Hangar Site Lease between OSAD and Frank V. Hill for Site W-4 at the Lebanon State Airport.
- g. A five-year (to December 31, 1985) Hangar Site Lease between Willard and Ruth McClellan Davis for Site W-8 at the Lebanon State Airport.

PEB:dm



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1-27-81

State of Oregon Aeronautics Division

3040 25th STREET S.E., SALEM, OREGON 97310 PHONE 378-4880

January 16, 1981

MEMO TO: Anthony Yturri, Chairman
Gordon Coleman
Michael P. Hollern
Tom Walsh
Peter J. Brix

FROM: PAUL E. BURKET *Paul E. Burket*
Aeronautics Administrator

SUBJECT: Agenda Item for Commission Meeting, January 27, 1981
(Actions by Aeronautics Administrator under delegated authority)

The following information report is submitted concerning actions I have taken under the authority delegated to me by Commission Order No. 25.

This will appear in the agenda as an information item only.

1. On October 25, 1979 executed the following:

Addendum #3 to Airport Development Aid Program 5-41-0033-04 - Lebanon State Airport. Increase of \$1,050.
2. On November 15, 1979 executed the following:

Request for partial reimbursement on Airport Development Aid Program project 5-41-0033-03 (Lebanon State Airport).
3. On March 27, 1980 executed the following:

Supplement #1 to Veterans Administration contract V101(223B) p-1971 (Increase payment).
4. On August 26, 1980 executed the following:

Letter Contract with Veterans Administration as State Approving Agency - Flight Schools (10/1/80 - 9/30/81)
5. On September 25, 1980 executed the following:

Letter contract with Veterans Administration for State Approving Agency for payment 10/1/80 to 9/30/81.

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A DIVISION OF THE DEPARTMENT OF TRANSPORTATION
A MEMBER OF THE NATIONAL ASSOCIATION OF STATE AVIATION OFFICIALS

Transportation Commission Members
January 16, 1981
Page Two

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6. On October 20, 1980 executed the following:

Request for Partial Payment (#2) Chiloquin State Airport
Master Plan (FAA Project No. A-41-0012-01).

Request for final payment Bandon State Airport Master
Plan (FAA Project No. A-41-0006-01)
7. On November 26, 1980 executed the following:

Request for Reimbursement of Funds - Brookings State Airport
Master Plan (Planning Grant Program).
8. On December 1, 1980 executed the following:

Request for Final Payment - FAA Lebanon Project 5-41-0033-03.
9. On December 8, 1980 executed the following:

Assignment and Acceptance - Aero Physik - Water Service
Construction Contract #109-3076 dated July 9, 1980.
10. On December 22, 1980 executed the following:

Veterans Administration Contract - Flight Schools

PEB:cal

February 19, 1981
Salem, Oregon

The Oregon Transportation Commission met in the Conference Room 122, Transportation Building, at 10 a.m. Notice of the meeting had been made by press release to the newspapers of local and general circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
Michael P. Hollern, Member
B. Gordon Coleman, Member
Jack Sollis, Chief Counsel
F. B. Klaboe, Director of Transportation
Robert Royer, Assistant Director for Policy and Planning
Fred Miller, Assistant Director for Administration
George Bell, Assistant Director for Intergovernmental and
Public Affairs
H. S. Coulter, State Highway Engineer
Larry Rulien, Executive Assistant to State Highway Engineer
Roger Ritchey, Deputy Administrator, Aeronautics Division
Dennis Moore, Administrator, Public Transit Division
Erik East, Deputy Administrator, Public Transit Division
Dave Moomaw, Administrator, Motor Vehicles Division
Dave Talbot, Administrator of Parks and Recreation
Division
Robert Schroeder, Assistant State Highway Engineer,
Maintenance Branch
E. S. Hunter, Assistant State Highway Engineer,
Technical Services Branch
David Moehring, Assistant State Highway Engineer,
Project Management Branch
Robert Gormsen, Manager, Commission Services

There were other staff members present.

The Commission unanimously approved the following items on the consent calendar:

- 1) The minutes of the January 27, 1981, Commission meeting.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2707" on file in Commission's files, Salem.)
- 3) Adopted resolution redesignating the old alignment of the Oregon Coast Primary Highway No. 9 as part of the Fort Stevens Secondary Highway No. 104 in

Clatsop County. ("Secondary Highway Designation Resolution No. 82" on file in Commission's files, Salem.)

- 4) Adopted resolution designating a portion of Sheridan Avenue from Vermont to Florida Avenues in the City of North Bend as part of the Oregon Coast Highway, State Primary Highway No. 9, and to extend the Cape Arago Highway, State Secondary Highway No. 240, easterly on Virginia Avenue one block. ("Primary Highway Designation Resolution No. 57" on file in Commission's files, Salem.)
- 5) Authorized increase in project authorization on the following contract:
 - a) Contract No. 8959 for work on Lexington-Bombing Range Road and Lexington-Piper Canyon Road Sections of the Lexington-Echo Highway and Heppner Highway, Morrow County, in the amount of \$122,762 (5.1% increase).
- 6) Authorized payment of membership dues in the amount of \$10,313 to the American Association of State Highway and Transportation Officials.

Written delegated authority reports had been mailed to the Commission. These reports show the action taken on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are in the Commission's files in Salem.)

Chairman of Transportation Commission	Exhibit A
Director	Exhibit B
State Highway Engineer	Exhibit C
Assistant State Highway Engineer	Exhibit D
Right of Way Manager	Exhibit E
Highway Controller	Exhibit F
Chief Counsel	Exhibit G

The Commission confirmed Wednesday, March 25, 1981, for their next meeting and tentatively set Monday, April 20, 1981, for their following meeting in Salem.

Erik East said that Mr. Moore had asked him to give a report on the bus loaner program. He explained the Commission approved this program in 1977 and the Division purchased two buses for lease to small city transit systems. He said the loaner buses were utilized until the local operator was able to receive its own equipment via the normal Federal grant channels. The purpose of the program was to overcome some of the delays being experienced in Federal grant

reviews, purchasing and production of buses. He recalled that the Commission awarded the lease of the two buses to the City of Roseburg and the vehicles have remained in Roseburg until last month when they received three new transit buses. He said it is now time for the Division to accept applications for the possible use of these buses in other communities. He commented that although the vehicles are near the end of their useful life, there are several communities interested in obtaining them. He said he was before the Commission today to ask them to review the standards and criteria for this discretionary program. He said the criteria is designed to objectively measure and rank applications according to community needs. In addition, all applications must meet minimum program requirements set forth in the program guidelines. He asked the Commission to take these requirements and criteria (copy on file in Commissioner's files, Salem) under advisement and he would return at the next meeting for final approval of this criteria and award the vehicles. After further discussion, the Commission concurred in this procedure.

Mr. Talbot asked approval of the appointment of Fred Hill to the State Parks & Recreation Advisory Committee replacing Tom Young of Baker, who resigned to accept appointment to the Oregon Court of Appeals. Mr. Hill had been a Highway Commissioner from 1967 to 1973. He said the Parks Advisory Committee recommend this appointment and the Governor concurs. The Commission unanimously approved Mr. Hill's appointment.

Mr. Talbot explained that pursuant to a law adopted by the 1977 Legislature there are a number of administrative rules in process that he can adopt as Parks Administrator. He said two are now ready for formal adoption and he asked if the Commission had any questions or concerns for the following rules:

- 1) Standards for distribution of Federal Historic Preservation Grant Funds. (State Parks Rule No. 45)
- 2) Matching fund grants to coastal cities and counties providing lifesaving services on the ocean shore. (State Parks Rule No. 44)

The Commission concurred in his adopting the above two rules. (Both rules were adopted by Mr. Talbot following the Commission meeting on February 19, 1981; filed with the Secretary of State on February 25, 1981; and published in the Administrative Rule Bulletin on March 15, 1981.)

Vice Chairman Walsh inquired about the Silver Falls Conference Center in Marion County. Mr. Talbot replied that the hearings have not been scheduled.

Mr. Ritchey requested the Commission to grant authorization to the Aeronautics Administrator to hold a public hearing in Lebanon concerning the Lebanon State Airport, Linn County. He said there are problems regarding land use and zoning, particularly at the south end of the airport where a developer wants to develop a residential area within the noise impact boundary. He commented that if the Division cannot get the land use problems resolved that they would like authority to hold a public hearing and try to develop a public record on the use and support of the airport in the community. Mr. Klaboe pointed out that if this continues it may be necessary under the Federal Aviation Administration regulations and rules for the State to give up the airport. In response to the Chairman's question, Mr. Ritchey said the use of the land now is agricultural and the developer wants to change it to residential. After further discussion, the Commission unanimously granted authority to the Administrator of Aeronautics to hold the hearing.

Mr. Coulter discussed the adoption of an administrative rule which updates and revises the requirements for the installation and operation of utilities and other facilities on highway rights of way. The rule delineates the permit requirements that govern the location, construction, maintenance, and use of pipe lines, buried cables, other facilities, and miscellaneous operations on rights of way. He said a public hearing had been held on December 17, 1980. He mentioned that testimony in opposition to some of the proposed provisions was presented by several major utility companies. The proposed rule has been revised in consideration of these objections. Mr. Sollis mentioned several corrections to the rule and he recommended adoption. The Commission unanimously adopted the permanent administrative rule. ("Permit Administrative Rule No. 46" is on file in the Commission's files, Salem. This rule rescinds a portion of "Permit Resolution No. 25E" dated May 29, 1968. The rule was filed with the Secretary of State on February 25, 1981, and will be effective that date. It will be published in the Secretary of State's Administrative Rule Bulletin on March 15, 1981.)

Upon Mr. Coulter's recommendation, the Commission unanimously adopted the Blue Book Equipment Rental Rates and the Blue Book Older Equipment Rental Rates published by the Equipment Guidebook Company, as modified by the Supplemental Standard Specifications, as a basis for rental rates of equipment used on force account work. The use of the Oregon State Highway Division booklet, "Rental Rates for Equipment, without Operators, Used on Force Account Work" will be discontinued effective April 1, 1981. The change has the approval of the Federal Highway Administration, Associated General Contractors, League of Oregon Cities and the Association of Oregon Counties.

Mr. Coulter discussed with the Commission the revising of the overweight permit rule concerning truck axle weight as it relates to some bridges. He asked for the Commission's authority

for him as State Highway Engineer to adopt a temporary rule to implement these revisions to the rule and then come back to the Commission for adoption of the permanent rule. He said overall an attempt is being made to set a standard or minimum for 15 Western States. In some cases axle weight is used, in other cases total vehicle weight. He briefly discussed the number of ways in which bridges could be protected when handling heavy loads. The Commission granted him the authority to adopt the temporary rule.

Bill Penhollow of the Association of Oregon Counties appeared on behalf of Josephine, Jackson, Curry, Klamath, and Lake Counties in Oregon; Del Norte County in California; and Humboldt County in Nevada, and presented to the Commission the following resolution concerning State Highway 140 (Winnemucca To The Sea):

WHEREAS, the Oregon Department of Transportation has recently repaired State Route 140 eastward from Adel, Lake County, to the Nevada state line, an improvement that was very much needed.

NOW THEREFORE, the undersigned Boards of County Commissioners of the undersigned counties hereby express our thanks to the Commission for having made these repairs during a period of tight budgeting.

(Original resolution on file in Commission's files, Salem.) The Chairman thanked him for the resolution and stated the Commission is grateful for this expression of appreciation.

Commissioner Hollern asked Mr. Klaboe for a report on the Legislature concerning revenue measures. Mr. Klaboe reported that hearings have been held for the past two weeks in Ways & Means on the budget and hearings are scheduled soon on the tax measures.

Commissioner Hollern also asked how President Reagan's proposals would affect the State of Oregon and particularly the Highway Division. Mr. Klaboe had just returned from Washington, D. C. and said the climate in Washington is one of cooperation, however there will be substantial cuts in most areas. Specific cuts will be made in highways, mass transit, AMTRAK, and some other programs. Substitution projects in Portland and Salem will be curtailed because they come from the General Fund. There is the possibility that additional money would flow to the Highway Trust Fund through an increase of 4¢ to 6¢ in the gasoline tax. Mr. Klaboe estimated that Portland will need \$170 million next year for substitute projects. Because AMTRAK'S financial position is poor, a 50% fare increase is possible. The Banfield Transitway Project time of completion will be extended possibly two years. The National Administration is trying to discourage

subway projects which had been planned for several major cities. The Banfield Light Rail Project, however, is not classified as a subway. Mr. Klaboe said he was told there will not be an omnibus transportation bill this year. He said I-205 will probably be slowed down and about \$70 million is required to finish it.

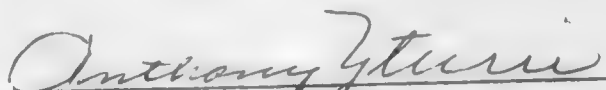
Commissioner Hollern asked if the Department is geared to cope with a sudden change in Federal funding. Mr. Klaboe answered that items like the Willamette Valley Rail Project are beyond our control. However, preliminary engineering on jobs which will probably not be built will be reanalyzed.

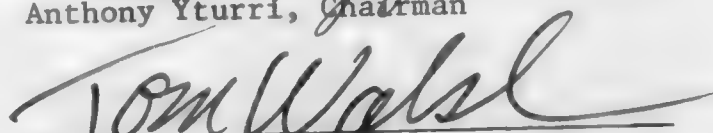
The meeting was adjourned at 11:05 a.m.


The Commission had lunch at the Loft Restaurant with the State Parks and Recreation Advisory Committee.

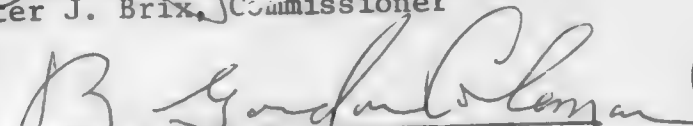
The meeting with Representative Jane Cease, Chairperson, House Transportation Committee, concerning highway financing was canceled and will be rescheduled for a later date.

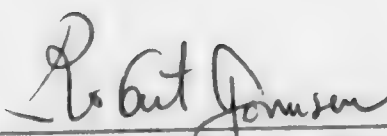
The Commission held an informal meeting in Mr. Klaboe's office with George Henderson, Chairman of the Travel Advisory Committee. They discussed the Committee's position on Senate Bill 101 creating the Department of Tourism.


Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter J. Brix, Commissioner


B. Gordon Coleman, Commissioner


Robert W. Gormsen, Manager
Commission Services

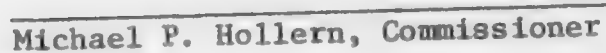

Michael P. Hollern, Commissioner

Exhibit A
MINUTES OF 2-19-81

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On January 6, 1981, approved a personal services agreement with Robert E. Phelps to act as an expert witness and assist the Highway Division in the lawsuit by S. D. Spencer & Sons, arising out of Contract No. 8003, Pacific Highway, Douglas County. The maximum amount payable under the Contract is \$14,000.
- 2) On January 13, 1981, approved an agreement with Pacific Northwest Bell to install a telephone at Santiam Junction in Linn County to serve the public and the Highway Division.

Dated this 21 day of January, 1981

Anthony Yturri
Anthony Yturri, Chairman
OREGON TRANSPORTATION COMMISSION

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 1/19/81

EXHIBIT A
MINUTES OF 2-19-81

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following action listed below and report this action for your official records:

On January 12, 1981, approved an agreement between the Department of Transportation, Parks and Recreation Division and Willamette Industries, Inc., relating to a proposed land exchange to establish Crabtree Valley State Park. Under the agreement, the Parks Division would trade approximately 1800 acres of State-owned forest land (held by the State Forestry Department) to Willamette Industries in exchange for a section of old-growth forest land to be developed as a state park under 1979 legislation. Because the exchange is subject to final approval by the legislature, the agreement is written to expire, and no exchange will take place, if approval is denied by the 1981 legislature. (Parks Branch)

Dated this 18 day of January, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

EXHIBIT A
MINUTES OF 2-19-81

TO: Oregon Transportation Commission

FROM: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50756	Miller, Merle F. & Lee, Lillian E.	\$ 12,506.00
51115	Langdon, James H. & Betty J.	6,200.00
51120	VanArsdale, Melvin T. & Betty D.	840.00
51244	Goodson, Metta	8,500.00
51517	Harrington, James P. & Helga M.	100.00
	5 Transactions	\$ 28,146.00

(2) Grant of Access to Lane County Mass Transit District at Station 125+80 on the River Road Interchange Section of Beltline Highway in Lane County, for bus egress from the eastbound on-ramp. File 51714.
(Right of Way)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 21 day of January, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
1/19/81

TO:

Oregon Transportation Commission

EXHIBIT A
MINUTES OF 2-19-81

SUBJECT:

Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50210	Albrecht, Henry J. & Mary E.	\$ 73,000.00
50748	Portland Central Equipment Co.	325,500.00
50749	Ackerley Communications, Inc.	11,444.00
51518	Jennings, James L. & Bonnie L.	100.00
	Four Transactions	\$ 410,044.00

- (2) Agreement with Clackamas County, City of Oregon City and Fred Meyer, Inc. covering certain roadway improvements and the installation of traffic signals on the Cascade Highway South at the Fred Meyer access and Beaver Creek Road. The State will design, install and maintain the traffic signals on the highway. The County will maintain the signals on Beaver Creek Road. The City will pay for electrical energy and the Company will pay all costs of the project. (Local Government Unit)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 28 day of January, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

H. J. Cantle
STATE HIGHWAY ENGINEER

Date 1-23-81

EXHIBIT A

TO: Oregon Transportation Commission MINUTES OF 2-19-81

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51114	Sherrell, Richard A. & Donna	
51118	Langdon, James H. & Betty J.	\$ 100.00
51398	Purdy, Gary E. & Barbara L.	2,040.00
51405	Kenyon, Loyd L.	100.00
	4 Transactions	9,850.00
		<u>\$ 12,090.00</u>

- (2) Supplemental agreement with State of Idaho concerning funding of a rehabilitation project for the Snake River (Weiser) Bridge on the Olds Ferry-Ontario (Weiser Spur) Highway in Malheur County. Idaho has initiated the project and will supervise construction using their Federal Aid Primary Funds. Oregon has agreed to provide 50 percent of the State matching funds for construction of the project. (Local Government Unit)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 2 day of February, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
H. Daulton
STATE HIGHWAY ENGINEER

Date 1-30-81


EXHIBIT B
MINUTES OF 2-19-81

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me, in my official capacity, to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I took the following action listed below and report it for your official records:

- (1) On January 12, 1981, executed consultant contract with PRC Voorhees to study the effects of the Willamette Valley passenger trains on Southern Pacific freight operations. Cost not to exceed \$55,000.

Dated this 9th day of February, 1981.



F. B. Klaboe, Director

2-9-81

EXHIBIT C
MINUTES OF 2-19-81

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated
Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On February 5, 1981, approved an agreement with Cooper Spur Ski Area (Alex Newman, Owner) for snow removal at the Cooper Spur Ski Area in Hood River County.

Dated this 9 day of February, 1981


H. S. Coulter, State Highway Engineer

2-9-81

EXHIBIT C
MINUTES OF 2-19-81

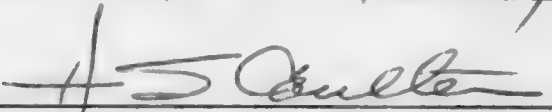
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated
Authority

On behalf of the Commission and under authority delegated to me
to award contracts, I awarded the following contracts:

- 1) Traffic signal installation on Scholls Highway at
S. W. Nimbus Avenue in Washington County. Bids
received December 18, 1980. Contract No. 9232
awarded January 16, 1981, to Hamilton Electric,
Inc., Eugene, at \$35,802.50.
- 2) Traffic signal installation on the Clackamas High-
way at S. E. River Road in Milwaukie, Clackamas
County. Bids received January 29, 1981. Contract
No. 9243 awarded February 4, 1981, to Electric
Corp., Salem, at \$46,795.
- 3) Paving on Hayesville Interchange-Battle Creek Section
of Pacific Highway in Marion County. Bids received
January 29, 1981. Contract No. 9249 awarded
February 4, 1981, to J. C. Compton Company,
McMinnville, at \$1,916,691.25.
- 4) Work on Fanno Creek Bridge Section of FAU Route 9091
in Washington County. Bids received January 29, 1981.
Contract No. 9253 awarded February 5, 1981, to Siuslaw
Construction Co., Portland, at \$249,896 (Alternate A).

Dated this 2 day of February, 1981


H. S. Coulter, State Highway Engineer

2-9-81

EXHIBIT D
MINUTES OF 2-19-81

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under authority delegated to me to accept contracts completed according to specifications, I accepted the following:

<u>Contractor and Contract No.</u>	<u>Section & County</u>	<u>Acceptance Date</u>
C.C. Meisel Co., Inc. No. 9196	Willamina (W. Main St.) Yamhill County	January 16, 1981
Ray Wells, Inc. No. 9173	Reedsport-Clear Lake Douglas County	January 16, 1981
Columbia Excavating, Inc. No. 9087	Mult. County Maint. & Operations Facility Multnomah County	January 16, 1981
R. L. Coats No. 8904	Glenwood Dr.-S.C.L. (Bend) Deschutes County	January 27, 1981
Hamilton Const. Co. No. 9001	N & S Fork Coyote Cr. (Gillespie Corners) Bridges Lane County	January 30, 1981
Oregon Asphaltic Paving Co. No. 8819	SE Duke St.-SE Clatsop St. Multnomah County	February 4, 1981
L. W. Hembree Co. No. 9123	Tualatin Valley Hwy. @ Shute Center Washington County	February 5, 1981
Aubrey Mountain Construction Co. No. 9127	U.S. Feed Canal (Echo) Br. Umatilla County	February 5, 1981
Hensel Phelps Const. Co. No. 8818	Columbia Blvd. (UPRR U'Xings) Multnomah County	February 6, 1981

February 6, 1981


C. T. Keasey
Asst. State Highway Engineer

EXHIBIT E COM-4
MINUTES OF 2-19-81

February, 1981

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Right of Way Services Agreement with the City of Medford for the Kings Highway - Jasper Street Section of Stewart Avenue in Medford, Jackson County. Approved December 22, 1980. Misc. C&A 7200, Agreement 179 (23-45).
- (2) Supplemental Agreements with Zimmer-Gunsul-Frasca Partnership of the State/Architect Agreement for the Justice Center in Multnomah County, No. 2(1) approved July 23, 1980, No. 5 approved November 7, 1980, No. 6 approved December 10, 1980, No. 7 approved January 7, 1981, No. 8 approved January 9, 1981, and No. 9 approved January 13, 1981. Misc. C&A 5439, File 46993.
- (3) Sale of 21,811 sq. ft. excess property on the Oakhill-Eugene-Springfield Highway Section of the Florence-Eugene Highway in Lane County for a minimum consideration of \$45,500. Approved January 16, 1981. File 42412 (23-43).
- (4) Construction Maintenance Agreement with Burlington Northern, Inc. for grade crossing protection devices at Glencoe Road (North Plains) in Washington County. Approved January 19, 1981. RR 1051, (23-50).
- (5) Sale of 10.3 acres excess property on the Greenleaf-Cheshire Section of the Mapleton-Junction City Highway in Lane County, for a minimum consideration of \$38,500. Approved January 21, 1981. File 6451, (23-43).
- (6) Sale of 12.05 acres excess property on the N. Jefferson Jct.-Albany Section of the Pacific Highway in Linn County, for a minimum consideration of \$7,650. Approved January 26, 1981. Files 11405, 24548, (23-43).
- (7) Sale of 0.8 acre excess property on the Greenleaf-Cheshire Section of the Siuslaw Highway in Lane County, for a minimum consideration of \$18,000. Approved January 23, 1981. File 6453, (23-43).
- (8) Sale of 16,500 sq. ft. excess property on the Marquam Bridge-S. E. 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$95,000. Approved January 26, 1981. Files 44630, 45133, 46890, (23-43).

EXHIBIT E
MINUTES OF 2-19-81

Report of February, 1981, (Cont.)

- (9) Supplemental Right of Way Services Agreement with Klamath County for the Foothills Boulevard Project on Homedale County Road in Klamath County. Approved January 28, 1981. Misc. C&A 7278, Agreement 151, (23-45).
- (10) Signed on January 28, 1981, the Grant of Access to Lane County Mass Transit District on the River Road Interchange Section of Beltline Highway in Lane County. Approved by Mr. Yturri on January 21, 1981. File 51714, (23-46).
- (11) Service Contract with Southern Pacific Transportation Company for installation of grade crossing protection devices at Irving Street (Barlow Road) in Clackamas County. Approved February 3, 1981, RR 1052, (23-50).
- (12) Sale of 0.18 acre excess property on the Adams Street - McMinnville Section of the Pacific Highway West in Yamhill County for a minimum consideration of \$15,500. Approved February 5, 1981. File 22285, (23-43).

Dated this 6 day of February, 1981.



J. B. BOYD, Right of Way Manager

JBB:mp

EXHIBIT E
MINUTES OF 2-19-81

COM 4

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

GREELEY AVENUE/I-5 SECTION, PACIFIC HIGHWAY - MULTNOMAH COUNTY

R-50749 - Ackerley Communications, Inc. Sign leasehold interest for right of way purposes. Offer \$10,000.00.

N. TIGARD INTERCHANGE-S. TIGARD INTERCHANGE SECTION, PACIFIC HIGHWAY - MULTNOMAH COUNTY

R-50703 - Madeline C. Allen et al. 6,886 square feet for right of way purposes. Offer \$55,350.00.

N. TIGARD INTERCHANGE-S. TIGARD INTERCHANGE SECTION, PACIFIC HIGHWAY - WASHINGTON COUNTY

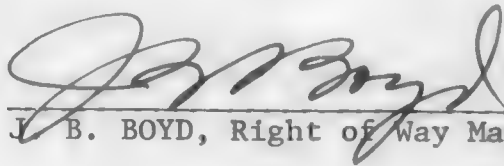
R-50350 - G. L. Ball. 3,244 square feet for right of way purposes. Offer \$10,000.00.

R-51590 - G. L. Ball. Parcel 1: 1,007 square feet for right of way purposes. Parcel 2: 492 square feet for permanent easement for slopes. Offer \$22,150.00.

R-51591 - G. L. Ball. 45 square feet for right of way purposes. Offer \$150.00.

R-51592 - G. L. Ball. 507 square feet for permanent easement for slopes. Offer \$200.00.

Dated this 13 day of January, 1981.



J. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered - 6

EXHIBIT F
MINUTES OF 2-19-81

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On JANUARY 30, 1981, \$2,908,586.08 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of DEC, 1980.

On JANUARY 30, 1981, \$1,742,868.34 (12.17% of the Highway Fund) was distributed to the cities for the month of DEC, 1980.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 27TH day of JANUARY, 1981

V. E. Skoog
V. E. Skoog, Controller
Highway Division

Attachments

cc: F. B. Klaboe
John Earley

EXHIBIT G

MINUTES OF 2-19-81

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-7932 Allen E. Mayfield v. Pacific Northwest Bell Telephone Company. The Plaintiff has based a cause of action for damages on the fact that a telephone company manhole within the highway right-of-way was not properly maintained by the phone company. The Plaintiff collided with the top of the manhole sticking up out of the ground while driving a car, and sustained injuries. The telephone company has interplead the State of Oregon and two other parties as third party defendants alleging that the responsibility for the maintenance of the asphaltic concrete around the manhole cover was that of the State. The Plaintiff is seeking \$534,321.87 in damages. The matter has been referred to the Attorney General for the defense of the State.

L-7934 State of Oregon on the relation of Farwest Rebar Co., an Oregon corporation v. Spencer et al and Spencer et al v. State of Oregon by and through its Department of Transportation. This is a third party complaint in which George Spencer, the defendant in the initial case has plead the State of Oregon into the case as a third party defendant. The plaintiff in the case is suing Spencer for recovery of liquidated damages withheld by Spencer from the plaintiff. Spencer has joined the State as a third party defendant in the event it losses to its plaintiff it wants the State to be held liable for the liquidated damages. The State withheld from Spencer \$36,600 in liquidated damages and Spencer in turn withheld \$20,217.61 from the plaintiff as liquidated damages under Spencer's sub-contract with the plaintiff. The matter has been referred to the Attorney General's office for the defense of the State.

EXHIBIT G
MINUTES OF 2-19-81

REPORT OF SETTLEMENT OR DISPOSITION OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
DOT	Jamie T. Berg	Guardrail Damage; \$300.; counterclaim road maintenance	counterclaim \$900.

L-7722

County: Klamath

Disposed of by: Settled for zero dollars. No costs or
attorney fees to either party.

EXHIBIT G
MINUTES OF 2-19-81

REPORT OF CONDEMNATION CASES TRIED

Defendant	State's Highest written offer made more than 30 days prior to trial	State's Highest Testimony at trial	Defend- ants' lowest demand	Verdict
Walter Otzen	\$55,000.	\$55,000	\$380,000	\$64,000.

L-7614
R-49855

Attorney Fees:

Section: Little Nestucca River- Neskowin
Highway: State Hwy. #9
County: Tillamook

Approved by: Jack L. Sollis Date: 2/9/81

Loren A. Watts	\$2,750.	\$2,750	\$20,000	\$5,000
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L-7666
R-49309

Section: Battle Creek - Talbot Road
Highway: I-5
County: Marion

Approved by: Jack L. Sollis Date 2/9/81

EXHIBIT G
MINUTES OF 2-19-81

REPORT OF TRIAL OF OTHER CASES - State Plaintiff

<u>Defendant</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
Steven Klinger	Street Light Pole, Base & Light	Judgment	\$343.18 + \$160. attorney fees, + \$34.50 court costs, + 9% on judgment balance from 1/14/81 til paid.

March 25, 1981
Salem, Oregon

The Oregon Transportation Commission met in Room 122, Transportation Building, Salem, at 10 a.m. Notice of the meeting had been made by press release to the newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
Peter J. Brix, Member
B. Gordon Coleman, Member
Fred Klaboe, Director of Transportation
Dale Hormann, Assistant Attorney General
Fred Miller, Assistant Director for Administration
Robert Royer, Assistant Director for Transportation
Policy and Planning
George Bell, Assistant Director for Intergovernmental
and Public Affairs
H. S. Coulter, State Highway Engineer
Larry Rulien, Executive Assistant to State Highway Engineer
Dave Talbot, Administrator of Parks and Recreation Division
Dave Moomaw, Administrator of Motor Vehicles Division
Paul Burket, Administrator of Aeronautics Division
Dennis Moore, Administrator of Public Transit Division
E. S. Hunter, Assistant State Highway Engineer,
Technical Services Branch
David Moehring, Assistant State Highway Engineer,
Project Management Branch
Robert Schroeder, Assistant State Highway Engineer,
Maintenance Branch
Robert Gormsen, Manager, Commission Services

There were others present including representatives of the news media.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the February 19, 1981, Commission meeting.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2708" on file in Commission's files, Salem.)
- 3) Added the following projects to the Six Year Highway Improvement Program and authorized State Highway Engineer to sign the necessary agreements:

(continued on next page)

- a) Slide repair project in Beaverton on the south-bound on-ramp to the Beaverton-Tigard Highway from the Beaverton-Hillsdale Highway. Estimated cost \$145,000 to be financed from Federal Aid Primary Funds.
 - b) Resurfacing project on the Sherman Highway (US97) between Shaniko and The Dalles-California Highway in Wasco County. Estimated cost \$432,100 with Federal Aid Primary Funds of \$380,200 and State match of \$51,900.
 - c) Replacement of the C.O.I. Canal Bridge on Dodds Road in Deschutes County. Estimated cost \$115,000. Local match is responsibility of Deschutes County.
 - d) Replacement of Big Creek Bridge (Big Creek Drive) in Union County. Estimated cost \$100,000. Local match is responsibility of Union County.
- 4) Preliminary engineering phase of a traffic signal betterment project in the Eugene Urbanized Area. This project involves upgrading and integrating into a master controlled system approximately 200 traffic signals. Financial participation will be divided on basis of 140 signals to Eugene, 35 to Springfield, 20 to Lane County and 5 to State. Preliminary engineering is estimated to cost \$200,000 with State share estimated to be \$5,000. (Authorized State Highway Engineer to sign necessary agreements.)
- 5) Authorized increases in project authorizations on the following contracts:
- a) Contract No. 9106 for the Multnomah County Operation and Maintenance Facility, Phase 2, in the amount of \$254,269 (9.1 percent increase).
 - b) Contract No. 9001 for North and South Fork Coyote Creek (Gillespie Corners) Bridges on Territorial Highway in Lane County in the amount of \$18,889.83 (5.4 percent increase).
- 6) Awarded two Public Transit Division owned buses to the City of Klamath Falls and authorized Administrator to enter into a one-year renewable lease agreement. The Division received three requests for the vehicles and selected Klamath Falls on the basis of the Division's criteria. At the February 19, 1981 Commission meeting, the criteria for this bus loan program was presented to the Commission. By approval of the award of the two buses to Klamath Falls, the criteria was approved by the Commission.

Written delegated authority reports were mailed to the Commission prior to the meeting. The following shows which officials acted on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are on file in the Commission's files in Salem.)

Chairman of Transportation Commission	Exhibit A
State Highway Engineer	Exhibit B
Assistant State Highway Engineer	Exhibit C
Right of Way Manager	Exhibit D
State Parks Administrator	Exhibit E
Highway Controller	Exhibit F
Chief Counsel	Exhibit G

The Commission confirmed Monday, April 20, 1981, for the next meeting in Salem and tentatively set Tuesday, May 19, 1981, for the following meeting in Salem.

Mr. Bell reported on the status of various legislative bills. Among them were: increases in aviation gas tax and jet fuel tax, the variable gas tax bill, an auto registration revenue bill, the tourism bill, a weighmaster bill, a bill dealing with reflectorized license plates, a repeal of the \$2 surcharge on out-of-state overnight campers, a parks personnel citation power bill, creation of the Crabtree Valley State Park, and the in lieu payroll tax bill for benefit of mass transit and transportation districts. He handed to the Commission a written legislative report. (Copy on file in Commission's files, Salem.) Chairman Yturri said that he would like to receive legislative progress reports on a regular basis, perhaps 10 days. Mr. Bell said he would provide the Commission with a weekly report.

Mr. Bell then introduced Mr. George Henderson, Chairman of the Travel Advisory Committee. Mr. Henderson reported to the Commission on their March 13, 1981, meeting and said copies of the minutes are in front of the Commission today. (Copy of minutes on file in Commission's files, Salem.) He said the Committee had two significant matters to report to the Commission. He said the first was the necessity to revise the budget and the second was consideration of Senate Bill 101 (creation of a Department of Travel and Cultural Industries).

Mr. Henderson said the matter concerning the budget involves the reduction of expenditures by \$75,000 due to the fact that the Travel Information Section had been excluded from sharing in departmental administrative costs. It has now been determined that a proportional share of these costs should be borne by the Travel Information Section and the amount applicable is \$75,000. The 1981-83 budget request did not contemplate this charge to the tourism program.

Mr. Henderson reported that the Committee had voted to go on record that the \$75,000 assessment services had been a continued benefit to the travel program and that unless that amount is added to the Travel Information Section's General Fund appropriation, the program will suffer a deficiency in order to pay the assessment.

Concerning Senate Bill 101, he said of the 14 Committee votes, 7 favored the bill and 7 were against it. The Committee, therefore, took no position. He pointed out the greater need for additional advertising dollars and particularly the \$75,000 which had been cut.

The Commission agreed to support reinstatement of this reduction by requesting that \$75,000 in General Funds be added to the Governor's Recommended Budget.

Mr. Klaboe recalled that the 1979 Legislature asked the Department to conduct a new Cost Responsibility Study. He called on Loyd Henion, ODOT Economist, to explain the Study. (A written summary report had been mailed to the Commission. Copy on file in Commission's files, Salem.)

Mr. Henion said this study collected data on vehicle size and weight, analyzed the data and attempted to determine which segment of the user vehicle group should be responsible for certain degrees of maintenance cost. He said the study revealed that basic vehicles should contribute approximately 55% of road user revenue and heavy vehicles should contribute 45%. The recommendations of the study are:

- 1) Heavy Vehicle tax schedules be adjusted to eliminate cross-subsidies.
- 2) Subsidies to farm vehicles and publicly-owned vehicles, as a matter of public policy, should be reviewed by the Legislature.
- 3) Any increases in road user taxes should be consistent with the findings of the 1980 Cost Responsibility Study.

The Commission asked several questions - mostly in regard to comparisons with other States. The Commission asked for the total cost to trucks in other States. Mr. Henion pointed out the great difficulty in meaningful comparison due to different State laws and the different flow of transportation revenues in the other States.

The Oregon Coast Association appeared before the Commission with the following persons in attendance: Don Dillon, Tom Hedgepeth, Reedsport; Gene Magee, Newport; Eve Petersen, Seaside; and Sidney Tworoger, Don Jenkins, and Bruce Davis of Portland.

Mr. Dillon proposed a new concept regarding Highway 101 and requested that highway be designated as an alternative military highway to qualify for Federal Funds. The Association feels that this highway could qualify as the route is vital to the proper defense effort. He said they presented this plan to the Governor and also discussed Senate Bill 101 with him.

Mr. Dillon also asked that a flashing light be installed near the Nehalem Bridge on Highway 101 where there have been a number of accidents instead of using the money for guardrails. He presented a letter from the Tillamook County Sheriff dated March 23, 1981, regarding this bridge. (Copy on file in Commission's files, Salem.) He also asked when the Nehalem River Bridge project would be corrected.

Mr. Hedgepeth said he is appreciative of the Commission's consideration this morning concerning the \$75,000 in the Travel budget.

The Chairman thanked the delegation for their presentation and said Mr. Coulter will report back to them concerning the flashing light at the Nehalem Bridge and when the bridge is scheduled to be replaced.

Mr. Klaboe requested that an agreement be entered into with Tri-Met to hire the services of Robert Duncan to represent Tri-Met, the State and various local governments in Washington, D.C. on transportation issues. The agreement covers the period March 6 through November 30, 1981 at a cost of \$25,000. Other agencies involved in this joint agreement, besides Tri-Met and the State, are the Metropolitan Service District and the City of Portland. Each agency is to share one-fourth of the cost. The Commission unanimously approved the agreement.

Mr. Moore gave an informational report on the implementation of the Small City and Rural Area Transit Assistance Program for the 1981-83 biennium. This program provides State and Federal Funds to small Oregon communities to operate their buses. A summary of goals, policies and criteria of this program was given to the Commission as well as a draft of the allocation of operating assistance funds. (Copy of this material on file in the Commission's files, Salem.) He said with the budget cutbacks that they are advising the small communities there will be less funds in the future than anticipated. He indicated it is their intent to review this proposal with its grantees, the League of Oregon Cities and the Association of Oregon Counties during the next month and would return to the Commission for approval with a proposal incorporating their ideas.

Mr. Burket asked for authority to hold a public hearing on the adoption of an administrative rule regulating the operation of seaplanes on the waters of the State of Oregon. After some discussion, the Commission unanimously granted him authority to hold the public hearing.

Upon Mr. Talbot's recommendation, the Commission reappointed the following two persons to the State Parks and Recreation Advisory Committee:

L. W. Newbry	Term will expire April 20, 1985
A. W. Sweet	Term will expire May 29, 1985

The Governor has concurred in these reappointments.

Mr. Talbot explained that pursuant to a law adopted by the 1979 Legislature the following rules can be adopted by the Parks Administrator. He said they are ready for formal adoption and he asked if the Commission had any questions or concerns for the following rules:

- 1) Federal Land and Water Conservation Fund Grants.
(State Parks Rule No. 46)
- 2) State Grant-in-Aid. (State Parks Rule No. 47)
- 3) Statewide Comprehensive Recreation Planning.
This rescinds State Parks Resolution No. 36
dated November 25, 1974. (State Parks Rule
No. 48)

The Commission concurred in his adopting the above three rules. (Rules were adopted by Mr. Talbot following the Commission meeting on March 25, 1981; filed with the Secretary of State on April 1, 1981; and published in the Administrative Rule Bulletin on April 15, 1981.)

Mr. Talbot presented to the Commission an administrative rule to revise the park rules. He said the Parks and Recreation Advisory Committee recommended that the Division increase the rates about 10%. He reviewed the proposed changes with the Commission, such as the campground fee increases, reservation fee, selected day use entry fee, and the special use facilities. Public hearings were held on the rule on February 3, 4, 5 and 10, 1981. The Advisory Committee recommends approval of the rule. The Commission unanimously adopted the rule. (State Park Rule No. 43H is on file in the Commission's files, Salem. Rule was filed with the Secretary of State on April 6, 1981, and published in the Administrative Rule Bulletin on May 1, 1981.)

Mr. Talbot presented to the Commission the Oregon State Parks System Plan 1981-1987. It outlines a \$150 million program over a 6-year period. The document contains the issues and goals, programs and objectives, and financing the systems plan. He said a hearing was held December 5, 1980, and no objections were received. He commented that the State Parks and Recreation Advisory Committee adopted the System Plan. The Commission unanimously adopted the Plan. (Copy on file in Commission's files, Salem.)

Mr. Coulter explained that the Minority Business Enterprise Program has been in use for some time as a temporary rule and it is now time to adopt it as a permanent rule. One of the major elements of the program contains the procedures for awarding contracts when MBE goals have been established. On March 12, 1981, a hearing was held on this rule. He explained that the Federal Government on March 12 issued a notice of proposed rule making that would allow the award procedure that the Division has set up for State Projects to be utilized on Federal-aid Projects. The Federal notice asks for responses by March 26 and it is the Department's presumption that a new Federal regulation will be issued shortly thereafter. Mr. Coulter recommended that the Commission adopt the Minority Business Enterprise Program as a permanent rule as it stands, with the exception that the contracting provision as written for State projects will be utilized for all projects containing MBE goals contracted after April 1, 1981. The Commission unanimously accepted Mr. Coulter's recommendation. (Administrative Rule No. 139A on file in Commission's files, Salem. The rule was filed with the Secretary of State on April 8, 1981 and published in their Administrative Rule Bulletin on May 1, 1981.)

The Commission unanimously adopted a permanent administrative rule amending OAR 734-20-075 and OAR 734-20-090 relating to hearsay evidence and final decision making in administrative hearings of the Department. A hearing was held on this rule and no one opposed the rule. (Administrative Rule No. 146 is on file in the Commission's files, Salem. Rule was filed with the Secretary of State on April 1, 1981, and published in the Administrative Rule Bulletin on April 15, 1981.)

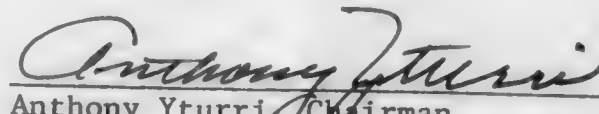
Mr. Coulter asked for the Commission's adoption of a resolution eliminating a remnant of the original Cascade Highway lying just southerly of the Gladstone Interchange on the west side of I-205 in Clackamas County. By reason of construction and opening to travel of the Lake Road Interchange-Clackamas River Section of the East Portland Freeway, a portion of the right of way of the old Cascade Highway is no longer needed for highway right of way purposes.

Mr. Boyd explained the resolution to the Commission. The Commission unanimously adopted "Abandonment Resolution No. 601" which resolution is on file in the Commission's files, Salem.


Mr. Howard Pergament from Coos Bay appeared on behalf of himself and Representative Grannell. Representative Grannell felt that the day use entry fees will set a precedent. Mr. Pergament said he felt the entry fee at Shore Acres State Park will hurt the recreational and tourist trade. He felt that the public will park along the highway as there are many accesses to the Park and this will be very difficult to control. The Commission thanked him for his interest.


The meeting was adjourned at 11:45 a.m.

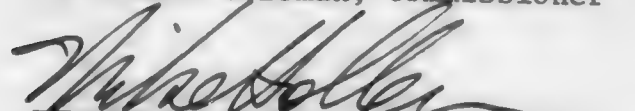
The Commission at noon had an informal luncheon meeting with Representative Jane Cease, Chairperson, House Transportation Committee, in Room 135 of the Transportation Building concerning highway financing.

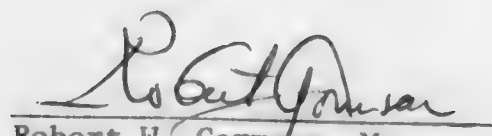

Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter J. Brix, Commissioner


B. Gordon Coleman, Commissioner


Michael P. Hollern, Commissioner


Robert W. Gormsen, Manager
Commission Services

A
3-25-81
REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

No. 1 Project Clackamas Hwy. @ SE River Rd. (Milwaukie)
(Contract No. 9243)
Type of Work Traffic Signal Installation F.A. Proj. No. HES-9761(2)
County Clackamas Highway Clackamas
No. of Bidders 10 Low Bidder Electric Corp., Salem
Low Bid \$ 46,795.00

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

No. 2 Project Central Oregon Hwy. @ Arnold Market Rd. (Bend)
(Contract No. 9244)
Type of Work Traffic Signal Installation F.A. Proj. No. HES-21-3(5)
County Deschutes Highway Central Oregon
No. of Bidders 6 Low Bidder Hertz Electric, Inc., Albany
Low Bid \$ 90,943.00

Engineer's Recommendations: Award to low bidder subject to concurrence of Deschutes Rural Fire District and the sum of \$4,600.00 is deposited by the Fire District.

No. 3 Project Green Springs Hwy. @ Walker Avenue (Ashland)
Type of Work _____ F.A. Proj. No. _____
County Jackson Highway Green Springs
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____

Engineer's Recommendations:

P R O J E C T W I T H D R A W N

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 2-3-81

MINUTES A
3-25-81

No. 4 Project NE Columbia Blvd. Traffic Signals at 3 Intersections (Portland)
(Contract No. 9245)
Type of Work Traffic Signal Installation F.A. Proj. No. IX-9956(7)
County Multnomah Highway FAU 9956
No. of Bidders 8 Low Bidder W. R. Grasle Co., Portland
Low Bid \$ 233,460.00

Engineer's Recommendation: Award to low bidder subject to concurrence of the City of Portland and the FHWA and the sum of \$16,200.00 is deposited by the City, and pending MBE review.

No. 5 Project SW Cedar Hills Blvd.
@ SW Butner/Barnes Rd. (Beaverton)
(Contract No. 9246)
Type of Work Traffic Signal Installation F.A. Proj. No. HES-9097(1)
County Washington Highway FAU 9097 (SW Cedar Hills Blvd.)
No. of Bidders 7 Low Bidder Hertz Electric, Inc., Albany
Low Bid \$ 56,786.45

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA and Washington County and the sum of \$7,000.00 is deposited by the County.

No. 6 Project Bear Creek Overflow Bridge
(Contract No. 9247)
Type of Work Grading, Paving & Structure F.A. Proj. No. BRF-50(3)
County Coos Highway Coquille-Bandon
No. of Bidders 7 Low Bidder Donald W. Thompson, Inc., North Bend
Low Bid \$ 219,960.00 "A"

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA, and pending MBE review.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 2-3-81

No. 7 Project Klamath Strait Bridge Section
Type of Work Grading, Paving & Structure F.A. Proj. No. BRF-4-1(12)
County Klamath Highway The Dalles-California
No. of Bidders 3 Low Bidder Stach Construction Company, Grants Pass
Low Bid \$ 419,242.00 "B"

Engineer's Recommendation:

R E J E C T A L L B I D S

No. 8 Project Hayesville Intchge.-Battle Creek Section
(Contract No. 9249)
Type of Work Paving F.A. Proj. No. I-5-5(71)250
County Marion Highway Pacific
No. of Bidders 7 Low Bidder J. C. Compton Co., McMinnville
Low Bid \$ 1,916,691.25

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

No. 9 Project SE 257th Drive-SE Division Dr.
(Contract No. 9250)
Type of Work Grading, Rocking & Paving F.A. Proj. No. SOS-2600(1)
County Multnomah Highway Rowe Road
No. of Bidders 13 Low Bidder Gresham Paving, Inc., Portland
Low Bid \$ 153,186.51

Engineer's Recommendations: Award to low bidder subject to concurrence of Multnomah County and the sum of \$38,630.00 is deposited by the County, and pending MBE review.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 2-3-81

MINUTES OF 3-25-81

No. 10 Project Soap Creek Bridge Section
Type of Work Structure (Contract No. 9251)
County Polk Highway FAS Route A-515
No. of Bidders 11 Low Bidder Auburn Construction Company, Milwaukie
Low Bid \$ 178,986.00 "A"

Engineer's Recommendation: Award to low bidder subject to concurrence of Polk County and the sum of \$13,700.00 is deposited by the County.

No. 11 Project Dairy Creek O'Flow Culvert
Type of Work Culverts (Contract No. 9252)
County Washington Highway Harrington Road
No. of Bidders 26 Low Bidder N. L. Prouty Excavating, Vancouver, WA
Low Bid \$ 18,983.25

Engineer's Recommendations: Award to low bidder subject to concurrence of Washington County and the sum of \$4,350.00 is deposited by the County.

No. 12 Project Fanno Creek Bridge Section
Type of Work Grading, Paving & Structure (Contract No. 9253)
County Washington Highway FAU Route 9091
No. of Bidders 12 Low Bidder Siuslaw Construction Co., Portland
Low Bid \$ 249,896.00 "A"

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA, and pending MBE review.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 2-3-81

A
MAY 13 OF 3-25-81

No. 13 Project Gales Creek (Parson Road) Bridge
Type of Work Grading, Paving & Structure (Contract No. 9254)
County Washington Highway County Road F.A. Proj. No. BROS-3400(7)
No. of Bidders 10 Low Bidder Slayden & Holm, Inc., Stayton
Low Bid \$ 271,193.50

Engineer's Recommendation: Award to low bidder subject to concurrence of Washington County and the sum of \$61,700.00 is deposited by the County.

No. 14 Project N. Main Ave.-NE Elliot Ave. & NE Main Ave.-NE Kelly Ave. (Gresham) Section of NE 2nd St. & NE 5th St. (Gresham)
Type of Work Grading & Paving (Contract No. 9255) SOS-2602(1)
County Multnomah Highway City Streets F.A. Proj. No. & SOS-2602(2)
No. of Bidders 8 Low Bidder Gresham Paving, Inc., Portland
Low Bid \$ 97,055.70 "C"

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Gresham and the sum of \$28,400.00 is deposited by the City, and pending MBE review.

On February 3, 1981, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received January 29, 1981, and authorized him to sign the contracts when conditions for the awards have been met.

Dated this 9 day of February, 1981
Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

SECRET A
3-25-81

TO: Oregon Transportation Commission
SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50011	Litwiller, Hattie B. & Gene	\$ -0-
50895	Bonaduce, Julia	40,500.00
51360	Ament, Bruce A.	25,250.00
51475	Jackson, Lauren W. & Lola L.	32,500.00
	4 Transactions	\$ 98,250.00

- (2) Agreement with State Board of Higher Education for and on behalf of Oregon Educational and Public Broadcasting Service for payment of electrical power costs incurred because of the location of a Highway Division microwave repeater facility on property known as (Main) Prospect Hill south of Salem, Marion County, which is owned and maintained by OEPBS, the Oregon Commission on Public Broadcasting. It also formalizes an agreement for the Highway Division to so locate its facilities. The electrical charges will only be for the costs of operating the Highway Division's own facilities. This is similar to agreements where the Highway Division is charging OEPBS for electrical costs of their facilities located on Highway property. (Radio Unit)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 9 day of February, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

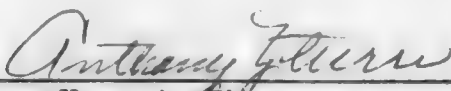
APPROVED
[Signature]
STATE HIGHWAY ENGINEER
to 2/5/81

REPORTS OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

On February 10, 1981, I accepted the State Highway Engineer's recommendations for the following projects on which bids were received January 29, 1981, and authorized him to sign the contracts when conditions for the awards have been met:

- 1) Project #6, Bear Creek Overflow Bridge, award to the second low bidder, Gervais Construction, Inc., in the amount of \$223,982.00, subject to concurrence of the Federal Highway Administration and pending MBE review. (Contract No. 9247)
- 2) Project #4, N.E. Columbia Boulevard Traffic Signals at 3 Intersections in Portland, award to the second low bidder, Hertz Electric, Inc., in the amount of \$245,491.00, subject to concurrence of City of Portland and Federal Highway Administration, when \$16,200 is deposited by City and pending MBE review. (Contract No. 9245)
- 3) Project #14, N. Main-NE Elliot and NE Main-NE Kelly (Gresham) Project, change Alternate C to Alternate B, Gresham Paving, Inc., for the amount of their bid at \$130,305.08, subject to concurrence of City of Gresham, when \$28,400 is deposited by City, and pending MBE review. (Contract No. 9255) (City of Gresham would not concur in Alternate C but agreed to Alternate B)

Dated this 17 day of February, 1981



Anthony Yturri, Chairman
Oregon Transportation Commission

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

EXHIBIT A
MINUTES OF 3-25-81

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50935	Boise Cascade Corporation	\$ 350.00
51243	School District No. 26	1,650.00
51428	Croner, Robert E. & Marian M.	45,500.00
51752	Perkins, Willis A. & Wanda G.	600.00
4 Transactions		\$ 48,100.00

- (2) Agreement with Clackamas County for the installation of traffic signals on Sunnyside Road at 97th Avenue and the entrance to Kaiser-Permanente Sunnyside Medical Center. The State will design, install and maintain the signals. The County will pay all costs of the project, electrical energy and maintenance performed by State. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 17 day of February, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 2/13/81

MINUTES OF _____ A
3-25-81

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority
(Confirmation)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following action and report this for your official records:

By telephone on February 25, 1981, I gave approval to J. B. Boyd to grant two rights of access to Pacific Power and Light Company for their electrical substation on the N. Unit, Pendleton-Pilot Rock Section of the Pendleton-John Day Highway in Umatilla County for a consideration of \$2,000.00.
File 24869

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

Dated this 4 day of March, 1981

APPROVED
H. S. Saulle
STATE HIGHWAY ENGINEER
Date 2/27/81

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50778	Heirs &/or Devisees of George A. Mosher, Deceased	\$ 31,500.00
51241	Oregon Telephone Corporation	100.00
51527	Charles R. Workman & Betty Coalwell	-0-
26-23.50 (6636)	Melvin Picking	656.00
26-23.50 (6636)	Bradford G. Picking	300.00
	5 Transactions	\$ 32,556.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 22 day of February, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
H. Saulle
STATE HIGHWAY ENGINEER
Date 2/20/81

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

MINUTE _____ A
3-25-81

No. 1 Project Enterprise Rock Production
(Contract No. 9256)
Type of Work Rock Production F.A. Proj. No. State
County Wallowa Highway Enterprise-Lewiston
No. of Bidders 9 Low Bidder D Mc D Corporation, LaGrande
Low Bid \$ 89,900.00

Engineer's Recommendation: Award to low bidder.

No. 2 Project SE Harmony Rd. @ International Way
(Contract No. 9257)
Type of Work Traffic Signal Installation F.A. Proj. No. IX-9702(4)
County Clackamas Highway SE Harmony Rd.
No. of Bidders 9 Low Bidder Mill Plain Electric, Inc., Vancouver, WA
Low Bid \$ 29,950.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Milwaukie and the FHWA and the sum of \$9,000.00 is deposited by the City.

No. 3 Project Pacific Hwy. West @ Royalty Parkway
(Contract No. 9258)
Type of Work Traffic Signal Installation F.A. Proj. No. State
County Washington Highway Pacific West
No. of Bidders 8 Low Bidder Linnco Electric Co., Albany
Low Bid \$ 74,312.00

Engineer's Recommendations: Award to low bidder subject to \$2,000.00 being deposited by the Tualatin Rural Fire Protection District.

APPROVED BY CHAIRMAN
ANTHONY YTURRI
DATE 3-3-81

A

3-25-81

No. 4 Project Tualatin Valley Hwy. @ SW 219th Avenue
 (Contract No. 9259)
 Type of Work Traffic Signal Installation F.A. Proj. No. State
 County Washington Highway Tualatin Valley
 No. of Bidders 8 Low Bidder Linco Electric Co., Albany
 Low Bid \$ 45,753.00

Engineer's Recommendation: Award to low bidder subject to \$45,000.00 being deposited by Washington County and \$3,200.00 being deposited by Washington County Fire District No. 1.

No. 5 Project Clackamas-Boring Hwy. @ SE Foster Rd. (Damascus)
 (Contract No. 9260)
 Type of Work Grading, Paving & Signals F.A. Proj. No. HES-91(1)
 County Clackamas Highway Clackamas-Boring
 No. of Bidders 7 Low Bidder Roy L. Houck Construction Company, Salem
 Low Bid \$ 167,598.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA and subject to \$7,500.00 being deposited by the Mercury Development Incorporated.

No. 6 Project Powers Wayside Section
 (Contract No. 9261)
 Type of Work Grading & Paving F.A. Proj. No. RS-105(4)
 County Coos Highway Powers
 No. of Bidders 7 Low Bidder Bracelin-Yeager
Excavating & Trucking, Inc., Coos Bay
 Low Bid \$ 'A' 794,761.70

Engineer's Recommendations: Award to low bidder, pending MBE review.

2nd bidder: Bob Angell Inc. \$812,380.65
 3rd bidder: Laskey-Clifton Corp. \$874,545.43

APPROVED BY CHAIRMAN
 ANTHONY YTURRI

DATE 3-3-81

3-25-81

No. 7 Project Deschutes River (Sheep) Bridge
(Contract No. 9262)
Type of Work Structure F.A. Proj. No. BROS-SOS-0902(1)
County Deschutes Highway County Road
No. of Bidders 5 Low Bidder Douglas S. Coats, Inc., Bend
Low Bid \$ 86,895.00

Engineer's Recommendation: Award to low bidder subject to concurrence of Deschutes County and the sum of \$17,120.00 is deposited by the County.

No. 8 Project Oak St.-Ann St. (Ashland)
(Contract No. 9263)
Type of Work Grading & Paving F.A. Proj. No. M-3920(5)
County Jackson Highway FAU 3920 (Hersey St.)
No. of Bidders 4 Low Bidder Douglas S. Coats, Inc., Bend
Low Bid \$ 233,538.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Ashland and the FHWA and the sum of \$16,200.00 is deposited by the City.

No. 9 Project Pacific Blvd.-Santiam Hwy. (Albany)
(Contract No. 9264)
Type of Work Grade, Pave & Traffic Signals F.A. Proj. No. M-2955(3)
County Linn Highway FAU 2955 (Waverly Drive)
No. of Bidders 4 Low Bidder Morse Bros., Inc., Lebanon
Low Bid \$ 372,524.34

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Albany and the FHWA and the sum of \$25,700.00 is deposited by the City.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 3-3-81

A
MINUTES OF 3-25-81

No. 10 Project Central Oregon Hwy. @ Succor Creek Hwy. (Nyssa)
(Contract No. 9265)
Type of Work Grade, Pave, Sign & Traffic Signal F.A. Proj. No. F-21-5(8)
County Malheur Highway Central Oregon
No. of Bidders 2 Low Bidder Ontario Asphalt & Concrete Co., Ontario
Low Bid \$ 96,164.35

Engineer's Recommendation: Award to low bidder subject to concurrence of the FHWA.

No. 11 Project Hay Canyon Creek Bridge
(Contract No. 9266)
Type of Work Grading, Paving & Structure Widening F.A. Proj. No. RS-443(1)
County Sherman Highway FAS B443 (Monkland Rd.)
No. of Bidders 9 Low Bidder Douglas S. Coats, Inc., Bend
Low Bid \$ 83,605.00

Engineer's Recommendations: Award to low bidder subject to concurrence of Sherman County and the sum of \$6,800.00 is deposited by the County.

No. 12 Project Dairy Creek (Susbauer Rd.) Bridge
(Contract No. 9267)
Type of Work Grading, Paving & Structure F.A. Proj. No. BROS-3400(4)
County Washington Highway Susbauer Road
No. of Bidders 15 Low Bidder Slayden & Holm, Inc., Stayton
Low Bid \$ 172,455.50

Engineer's Recommendation: Award to low bidder, pending MBE review, subject to concurrence of Washington County and the sum of \$39,500.00 is deposited by the County.

2nd bidder: Columbia Pacific Construction Co. \$185,419.00
3rd bidder: Douglas S. Coats, Inc. \$187,655.00

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 3-3-81

101187 A
3-25-81

No. 13 Project Klamath Strait Bridge Section
(Contract No. 9268)
Type of Work Grading, Paving & Structure F.A. Proj. No. BRF-4-1(12)
County Klamath Highway The Dalles-California
No. of Bidders 4 Low Bidder Douglas S. Coats, Inc., Bend
Low Bid \$ 331,078.00

Engineer's Recommendation: Award to low bidder, pending MBE review, subject to concurrence of the FHWA.

2nd Bidder: Stach Construction Co. \$366,543.00
3rd Bidder: Holst Constrn. Co. \$373,315.50

No. 14 Project Arterial Street Light Conversion Project (Portland)
(Contract No. 9269)
Type of Work Illumination F.A. Proj. No. IX-0000(27)
County Multnomah Highway Arterial City Streets
No. of Bidders 7 Low Bidder Tice Electric Company, Portland
Low Bid \$ 274,450.00

Engineer's Recommendations: Award to low bidder subject to concurrence of of the City of Portland and the FHWA.

On March 3, 1981, I accepted the State Highway Engineer's recommendations for award of the projects on which bids were received February 26, 1981, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 6, 12, and 13, if the low bidder fails to meet MBE requirements, award will be made to next lowest bidder pending MBE review and cost justification.

Dated this 12 day of March, 1981.

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

TO: Oregon Transportation Commission MINUTES OF A 3-25-81
SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50779	Ackerley Communications, Inc.	\$ 6,175.00
50860	Mt. Hood Railway Co.	20,727.00
50909	Reid, Emilie	43,000.00
50936	Miller, Theron G. & Virginia G.	8,000.00
51122	Hermiston Irrigation District	50.00
51415	Williams, Nancy	150.00
51713	Creswell, Michael J. & Patricia E.	-0-
51750	Arnold, Larry L. & Maribeth A.	2,300.00
51751	Coldiron, William E. & Charlene H.	2,000.00
	9 Transactions	\$ 82,402.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 4 day of March, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 2/27/81

TO:

Oregon Transportation Commission

A

SUBJECT:

Report of Actions Taken Under Delegated Authority
3-25-81

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50752	Multnomah County	\$ 25,000.00
50879	Hyde, Raymond E. & Sibyl	65,000.00
50889	DeBernardi, Donn D.	58,500.00
51125	Campbell Motors, Inc.	150.00
51132	Salvation Army - Cascade Division	9,650.00
51134	Wright, Harry & Mary	100.00
51264	Boorse, Everett & Ruby	7,240.00
51404	Smith, Brady A. & Mary E.	10,150.00
51414	Frazier, Frank G. & Alice A.	1,350.00
51418	Sloter, James F. & Stella	500.00
51429	LaFarge, Dora	200.00
51749	Thayer, Duane L. & Jeanie I.	400.00
	12 Transactions	\$ 178,240.00

(2) Agreement with State of Washington on the method of handling contractor claims on I-205 Bridge contracts which involve both States. The claims are being administered by Oregon. (Legal Section)

(3) Agreement with Multnomah County for installation of traffic signals on the Northeast Portland Highway at N. E. 138th Avenue. The State will design, install and maintain the traffic signal equipment. The County will pay all costs of the project and assume responsibility for all costs of electrical energy consumed. (Local Government)

(4) Agreement with City of Tigard allowing State to relinquish to City, a portion of the S. W. 66th Avenue Frontage Road, lying westerly of and parallel to the Pacific Highway No. 1, between S.W. Franklin and S. W. Varnes Streets, a distance of approximately 0.38 miles. The portion to be relinquished will be maintained by the City as a part of its City Street System. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 12 day of March, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

H. S. Ouellet
STATE HIGHWAY ENGINEER

3/9/81

3-25-81

TO: Oregon Transportation Commission

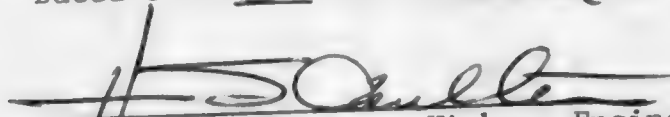
SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report them for your official records.

- 1) On February 3, 1981, established a 40 MPH speed zone on the Salmon River Highway Spur (vicinity of McMinnville) in Yamhill County from M.P. Y46.26 to M.P. Y46.56 Westbound; and from M.P. Y46.09 to M.P. Y46.56 Eastbound; and a 35 MPH speed zone from M.P. Y46.63 to M.P. Y46.75. Rescinds Speed Zone Order No. 752 dated September 14, 1977. (Speed Zone Order No. 854 dated February 3, 1981)
- 2) On February 3, 1981, established a 40 MPH speed zone on the Salmon River Highway (vicinity of McMinnville) in Yamhill County from M.P. 45.78 to M.P. 46.42 and from M.P. 46.55 to M.P. 47.00; and a 45 MPH speed zone from M.P. 47.00 to M.P. 47.59. Rescinds Speed Zone Order No. 659 dated March 27, 1974. (Speed Zone Order No. 855 dated February 3, 1981)
- 3) On February 4, 1981, retained existing speed zones and established a new school exception on Scholls Highway No. 143 in Washington County (vicinity of Beaverton and Tigard). Rescinds Speed Zone Order No. 718 dated February 27, 1976. (Speed Zone Order No. 856 dated February 4, 1981)
- 4) On February 5, 1981, approved adding to the Six Year Program a quarry development survey near Sunset Highway M.P. 62.5 in Multnomah and Washington Counties.
- 5) On February 10, 1981, approved a Memorandum of Understanding with Public Utility Commissioner, State Police, and Department of Transportation (Highway Division) pertaining to commercial vehicle safety inspection.

- 6) Effective February 19, 1981, I terminated Contract No. 9224 on the Polallie Creek-M.P. 84.94 Section of the Mt. Hood Highway in Hood River County with Babler Bros., Inc. On December 25, 1980, a catastrophic flood struck this section of highway inflicting extreme damage and washing out large portions of the existing highway through most of the section covered by this contract. Because of the extensive damage which occurred, it was my judgment that it would be inappropriate and imprudent to attempt to continue this contract or to expand it sufficiently to cover the major reconstruction which will now be required to restore the roadway. Reimbursement for the contractor's costs directly related to this contract will be considered as provided in the Special Provisions.
- 7) On February 24, 1981, approved a traffic signal on N.E. Lombard Street at N.E. 11th Street (N.E. Portland Highway) in Multnomah County. City provided total cost of installation. Maintenance and power costs to be shared by City and State.
- 8) On March 3, 1981, established a 45 MPH speed zone in the Community of Lincoln on the Green Springs Highway No. 21 in Jackson County from M.P. 21.04 to M.P. 21.69, except that between M.P. 21.37 to M.P. 21.54 the speed will be 20 MPH when children are present. (Speed Zone Order No. 857 dated March 3, 1981.)
- 9) On March 4, 1981, executed an amendment to the sanitary sewer agreement with City of Grants Pass concerning construction of sanitary sewer on "N" Street and Agness Avenue in City of Grants Pass. Amendment adds a revised Exhibit C to the agreement.

Dated this 13 day of March, 1981


H. S. Coulter, State Highway Engineer

3-13-81

B

TO: Oregon Transportation Commission MINUTES OF 3-25-81

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Work on Central Oregon Highway at Arnold Market Road near Bend in Deschutes County. Bids received January 29, 1981. Contract No. 9244 awarded February 19, 1981, to Hertz Electric, Inc., Albany, at \$90,943.
- 2) Traffic signals on Northeast Columbia Boulevard at three intersections in Portland on FAU 9956 in Multnomah County. Bids received January 29, 1981. Contract No. 9245 awarded February 26, 1981, to Hertz Electric, Inc., Albany, at \$245,491.
- 3) Traffic signal installation on S. W. Cedar Hills Boulevard at S. W. Butner-Barnes Road in Beaverton on FAU 9097 in Washington County. Bids received January 29, 1981. Contract No. 9246 awarded on February 25, 1981, to Hertz Electric, Inc., Albany, at \$56,786.45.
- 4) Work on Bear Creek Overflow Bridge Section of the Coquille-Bandon Highway in Coos County. Bids received January 29, 1981. Contract No. 9247 awarded February 10, 1981, to Gervais Construction, Inc., Woodburn, at \$223,982. (Alternate A)
- 5) Work on 257th Drive-S.E. Division Drive Section on Rowe Road in Gresham, Multnomah County. Bids received January 29, 1981. Contract No. 9250 awarded February 23, 1981, to Gresham Paving, Inc., Portland, at \$153,186.51.
- 6) Soap Creek Bridge on FAS Route A-515 in Polk County. Bids received January 29, 1981. Contract No. 9251 awarded February 17, 1981, to Auburn Construction Company, Milwaukie, at \$178,986 (Alternate A).
- 7) Culverts on Dairy Creek Overflow Section of Harrington Road in Washington County. Bids received January 29, 1981. Contract No. 9252 awarded February 25, 1981, to N. L. Prouty Excavating, Vancouver, Washington, at \$18,983.25.

MINUTES OF B
3-25-81

- 8) Work on Gales Creek (Parson Road) Bridge in Washington County. Bids received January 29, 1981. Contract No. 9254 awarded February 25, 1981, to Slayden and Holm, Inc., Stayton, at \$271,193.50.
- 9) Work on the Powers Wayside Section of the Powers Highway in Coos County. Bids received February 26, 1981. Contract No. 9261 awarded March 3, 1981, to Bracelin-Yeager Excavating and Trucking, Inc., Coos Bay, at \$794,761.70 (Alternate A).
- 10) Deschutes River (Sheep) Bridge in Deschutes County. Bids received February 26, 1981. Contract No. 9262 awarded March 3, 1981, to Douglas S. Coats, Inc., Bend, at \$86,895.
- 11) Work on Central Oregon Highway at Succor Creek Highway in Nyssa, Malheur County. Bids received February 26, 1981. Contract No. 9265 awarded March 3, 1981, to Ontario Asphalt Paving Co. dba Ontario Asphalt and Concrete Company, Ontario, at \$96,164.35.
- 12) Work on Hay Canyon Creek Bridge Section of FAS B443 in Sherman County. Bids received February 26, 1981. Contract No. 9266 awarded March 11, 1981, to Douglas S. Coats, Inc., Bend, at \$83,605.
- 13) Work on Klamath Strait Bridge Section of The Dalles-California Highway in Klamath County. Bids received February 26, 1981. Contract No. 9268 awarded March 3, 1981, to Douglas S. Coats, Inc., Bend, at \$331,078 (Alternate A)
- 14) Arterial Street Light Conversion Project in Portland, Multnomah County. Bids received February 26, 1981. Contract No. 9269 awarded March 3, 1981, to Tice Electric Company, Portland, at \$274,450.

Dated this 13 day of March, 1981


H. S. Coulter, State Highway Engineer

3-13-81

- 4064 -

3-25-81

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under authority delegated to me to accept contracts completed according to specifications, I accepted the following:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Morse Bros., Inc. No. 9175	Falls City (N. Main St.) Polk County	February 9, 1981
R. A. Hatch Co. No. 8860	Ross Island Br.-SE 50th St. (Portland) Multnomah County	February 9, 1981
D Mc D Corporation No. 9174	Heppner Rock Production Morrow County	February 9, 1981
Aichele Landscaping & Ben Fox No. 8970	N.E. Maywood Place Multnomah County	February 13, 1981
R. L. Coats No. 9108	Fremont Jct.-Hackett Dr. Deschutes & Klamath Co.	February 13, 1981
Hamilton Electric, Inc. No. 8689	Pac. Hwy. W @ 5th Ave. (Eugene) Lane County	February 17, 1981
Ross Bros. Construction, Inc. No. 9125	Big Butte Creek Bridge Jackson County	February 17, 1981
A. K. Lundmark & Son, Inc. No. 9144	Upper White River (Crossing Rd.) Bridge Wasco County	February 17, 1981
R. L. Coats No. 9000	Lava Butte Lookout-Sugar Pine Butte Rd. Deschutes County	February 17, 1981
Eucon Corp. of Idaho No. 9012	Pendleton-Adams Umatilla County	February 19, 1981

3-25-81

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Humphrey Const., Inc. No. 8710	SE Stark/Wash. Intchge. (Wash. St. U'Xing.) Multnomah County	February 19, 1981
C. H. Savage Co. No. 9150	Columbia River (Astoria) Bridge Clatsop County	February 19, 1981
Dirt & Aggregate Interchange No. 9178	N. 11th St.-Wyeth St. (St. Helens) Columbia County	February 23, 1981
Babler Bros., Inc. No. 9020	Devine Summit-Burns Jct. & Burns-Burns Jct. Harney County	February 24, 1981
Cascade Construction Co., Inc. No. 9161	Arterial Street Overlay (Portland) Multnomah County	February 24, 1981
Babler Bros., Inc. No. 9043	Willamette Jct.-Chemult Klamath County	February 26, 1981
Western Mixing Co., Inc. No. 9045	Grass Valley-Shaniko Sherman County	February 27, 1981
F. Hodgson & Sons No. 9033	Deadmans Pass Safety Rest Area Umatilla County	March 5, 1981
Ontario Asphalt & Concrete Co. No. 9158	NW Dorian Dr.-NW Verde Dr. (Ontario) Malheur County	March 5, 1981
Johnson Rock Products, Inc. No. 9073	Florida Ave.-Vermont Ave. (North Bend) Coos County	March 6, 1981
Holst Construction Co. No. 9021	Dexter Lake South Bridge & Willamette Hwy. @ Jasper/ Lowell Rd. Lane County	March 10, 1981
Stukel Rock & Paving, Inc. No. 9110	Fuego Rd.-Forge Rd. Klamath County	March 10, 1981

C

3-25-81

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Weaver Construction Co. No. 9081	Port of Entry (Farewell Bend) Malheur County	March 11, 1981
Nelson-Deppe, Inc. No. 9111	Jackson Creek Road-Hot Springs Road Malheur County	March 12, 1981

March 12, 1981


C. T. Keasey
Asst. State Highway Engineer

EXHIBIT D
MINUTES OF 3-25-81

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

N.E. SANDY BLVD.-N.E. 146TH DRIVE SECTION, N.E. 148TH AVENUE (COUNTY ROAD) - MULTNOMAH COUNTY

R-50740 - Martin E. Wappler et al. 33,355 sq. ft. for right of way purposes. Offer \$82,800.00.

R-50739 - Ernest J. Wright et ux. Parcel 1: 20,050 sq. ft. for right of way purposes. Parcel 2: 610 sq. ft. for permanent easement for slopes. Offer \$23,000.00.

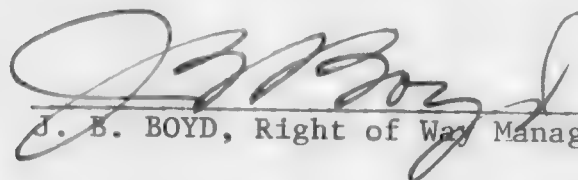
ASH CREEK BRIDGE SECTION, INDEPENDENCE HIGHWAY - POLK COUNTY

R-50935 - Boise Cascade Corporation. 6,500 sq. ft. for right of way purposes. Offer \$150.00.

R-50936 - Thereon G. Miller et ux. 2,310 sq. ft. for right of way purposes. Offer \$8,000.00.

R-50939 - Norman H. Schaublin et al. Parcel 1: 2,900 sq. ft. for right of way purposes. Parcel 2: 230 sq. ft. for temporary work easement. Offer \$2,150.00.

Dated this 10 day of February, 1981.


J. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered - 5

3-25-81

March 1981

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Sale of 4 excess parcels on the Marquam Br.-SE 84th Ave. Sec. of the Mt. Hood Freeway in Multnomah County. Approved February 19, 1981 (23-43).
File 46976 - 3,333 sq. ft. for \$43,000 or more.
File 45919 - 4,056 sq. ft. for \$54,000 or more.
File 46597 - 5,564 sq. ft. for \$49,600 or more.
Files 46103, 46379, 46678 - 8,800 sq. ft. for \$51,000 or more.
- (2) Sale of 0.07 ac. of excess property on the Ross Island Br.-52nd Ave. Section for a minimum consideration of \$12,600. Approved February 19, 1981. File 49545 (23-43).
- (3) Sale of 0.38 ac. of excess property on the Polk Station-Dallas Section of the Kings Valley Hwy. in Polk County for a minimum consideration of \$475. Approved February 19, 1981. File 33575 (23-43).
- (4) Sale of 5,000 sq. ft. excess property in the Marquam Br.-SE 84th Ave. Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$50,000. Approved February 23, 1981. File 46592 (23-43).
- (5) Sale of two parcels of excess property on the Oakhill-Eugene-Springfield Section of the Florence-Eugene Highway in Lane County. Approved February 23, 1981 (23-43).
File 43489 - 8,678 sq. ft. for \$41,000 or more.
File 46170 - 8,678 sq. ft. for \$45,000 or more.
- (6) Service contracts with Southern Pacific Transportation Co. for grade crossing protection devices. Approved February 26, 1981 (23-50).
No. 81-1 Main St. (US 20) Lebanon, Linn County RR 1053
No. 81-2 Bryant Road (Lake Oswego) Clackamas County RR 1054
No. 81-3 Pacific Hwy. East, Clackamas County RR 1055
- (7) Sale of 0.74 ac. excess property on the Klamath Falls Section of the Klamath Falls-Lakeview Hwy. in Klamath County for a minimum consideration of \$4,000. Approved February 26, 1981. File 4354 (23-43).
- (8) Permit of Entry Agr. with So. Pacific Transportation Co. for preliminary engineering of East Marquam Interchange Ramps, Pacific Hwy. and Pacific Hwy. East in Multnomah County. Approved March 2, 1981. RR 1056 (23-50).
- (9) Permit of Entry Agr. with the So. Pacific Transportation Co. for preliminary engineering on the Pacific Hwy. East (McLaughlin Blvd.) in Multnomah County. Approved March 2, 1981. RR 1057 (23-50).

Report of March, 1981 (cont.) MINUTES OF 3-25-81

- (10) Right-of-Entry to the United States of America, Corps of Engineers for the Dixon Creek Revetment Extension on the Albany-Corvallis Hwy. in Benton County. Approved February 27, 1981. Files 50941-50945 (23-43).
- (11) Sale of 9,000 sq. ft. excess property on the Condon Maintenance Site Section of the John Day Hwy. in Gilliam County for a minimum consideration of \$1,620. Approved March 2, 1981. File 11521-A, 11722 (23-43).
- (12) Sale of 1.22 ac. excess property on the Seven Oaks-Ashland Section of the Pacific Hwy. in Jackson County for a minimum consideration of \$6,975 together with a release from the purchaser of our obligation to maintain the roadway. Approved March 2, 1981. File 29329 L 3624 (23-43).
- (13) Sale of 0.04 ac. excess property in the Clackamas R.-West Linn Section of the East Portland Freeway in Clackamas County for a minimum consideration of \$1,500. Approved March 11, 1981. File 42354 L 5743 (23-43).
- (14) Service Contract with the Southern Pacific Transportation Co. for grade crossing protection devices at Quinaby Rd. in Marion County. Approved March 12, 1981. RR 1058 (23-50).
- (15) Permit of Entry Agr. with Union Pacific Railroad Co. for the North Going St. Viaduct in Multnomah County. Approved March 12, 1981. RR 799 File 51619 (23-50).
- (16) Service Contract with the Southern Pacific Transportation Co. for grade crossing protection devices at Joe Wright Road in Klamath County. Approved March 12, 1981. RR 1059 (23-50).
- (17) Release and Grant of Easement for Crescent City Marine Ways & Development Company, Inc., on the Coos Bay-Coquille Section of the Oregon Coast Hwy. in Coos County. Approved March 12, 1981. Files 34647, 50768 (23-43).

Dated this 12 day of March, 1981.


J. B. BOYD, Right of Way Manager

JBB:klm

3-25-81

TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On January 7, 1981, approved a Personal and Professional Services Agreement with Jeffrey Scott Anderson, student intern HSPP 8028, in the amount of \$650.00.

On January 7, 1981, approved a Personal and Professional Services Agreement with Lou Ann Nicholls, student intern, in the amount of \$320.00.

On January 7, 1981, approved a Personal and Professional Services Agreement with Fran Havercroft, student intern, in the amount of \$650.00.

On January 27, 1981, approved Eric Ward's application to construct three houses for employees of ranching operation within the Deschutes River Scenic Waterway in Wasco County.

On January 28, 1981, approved Robert C. Furrow's application to construct a single-family dwelling within the Clackamas River Scenic Waterway in Clackamas County.

On February 3, 1981, approved E.J. Wolf's application to clear brush, plant trees and build a road within the Clackamas River in Clackamas County.

On February 10, 1981, approved a State Grant-in-Aid Agreement with Linn County Parks, Linn County, for Waterloo Park development, in the amount of \$10,352.50.

On February 11, 1981, approved Jack Brownell's request to construct a single-family dwelling within the Rogue River Scenic Waterway in Josephine County.

On February 11, 1981, approved a State Grant-in-Aid Agreement with Lane County Parks, Lane County, for Alton Baker Amphitheater, in the amount of \$6,890.00

On February 11, 1981, approved Glen Lloyd's request to construct a single-family dwelling within the Illinois River Scenic Waterway in Josephine County.

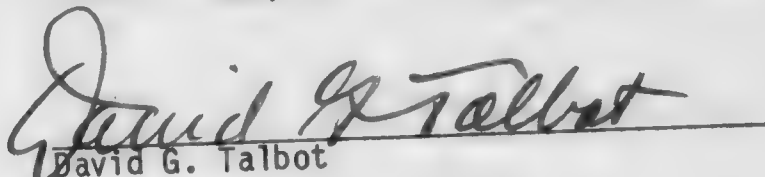
3-25-81

Oregon Transportation Commission
Delegated Authority Report
Page 2

On February 12, 1981, approved Roland Neuman's request to construct a single-family dwelling within the Clackamas River Scenic Waterway in Clackamas County.

On February 24, 1981, approved a State Grant-in-Aid Agreement with Baker County for Hewitt Park, Phase 7, in the amount of \$5,000.00.

Dated this 2nd day of March, 1980.


David G. Talbot
State Park Administrator

DGT/dmf

F

3-25-81

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On FEBRUARY 27, 1981, \$ 3,281,100.15 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of JANUARY, 1981.

On FEBRUARY 27, 1981, \$ 1,989,585.89 (12.17% of the Highway Fund) was distributed to the cities for the month of JANUARY, 1981.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 19TH day of FEBRUARY, 19 81

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: F. B. Klaboe
John Earley - Att.

REPORT OF CASES FILED BY AND AGAINST THE DEPARTMENT OF TRANSPORTATION

L-7951 Reggie Floyd Church v. Wildish Construction Co. and the State of Oregon, by and through its State Highway Commission: This case involves an accident that occurred on April 19, 1980 in a construction area on Highway 58 as it traverses underneath the I-5 bridge at Goshen. The plaintiff alleges the defendants were negligent in failing to inspect the highway to see that it was covered with water and to post warning signs indicating water on the road. The plaintiff is seeking \$48,800.00 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-7952 Floyd R. Booker v. State of Oregon et al: This accident occurred on July 26, 1980 on the steel bridge in Portland. The plaintiff alleges that his bicycle wheel fell into a crack formed between the ramp pavement and the imbedded steel railroad rail. The plaintiff is seeking \$100,000 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-7953 Balzar Pacific Equipment Co. v. State of Oregon, by and through its Department of Transportation, Highway Division; and Ralph Bucher: This is a lawsuit for \$59,800.00 against the State Highway Division and one of its employees alleging unlawful interference with a contract between the plaintiff and one of the State's contractors. The lawsuit contends that the Highway Division employee wrongfully indicated that a pavement roller was not functioning properly and would not let it be used by the State's contractor. The plaintiff alleges as a result of the non-use they lost \$19,800 in rent and also a possible profit of \$20,000 for sale of the pavement roller. They are also asking for \$20,000 in tentative damages. The matter has been referred to the Attorney General's office for the defense of the State and it's employee.

L-7954 Dean B. Paukner v. State of Oregon, by and through its Highway Division: This case arises out of an accident that occurred on April 13, 1980 when the plaintiff alleges he lost control of a motorcycle while traveling easterly on Highway 26, approxiametly 1/2 mile east of its intersection with Highway 47. Plaintiff alleges the Highway Division was negligent in allowing gravel to accumulate on the paved portion of the highway. The plaintiff is seeking \$88,000 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

3-25-81

L-7955 Charles S. Bellmore v. State of Oregon, by and through its Department of Transportation, Highway Division: This is a suit in Equity, an injunction relating to unlawful employment practice. Plaintiff alleges that as a result of an on the job injury, he was not allowed to return to the type of employment he performed prior to the injury. The plaintiff alleges that this was improper on the part of the Highway Division and is asking for \$14,136 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-7956 Joel Howard, a minor, by and through his guardian ad litem, Stephanie Howard v. State of Oregon, Department of Transportation: This case involves an accident that occurred on the 18th day of February, 1979 on Highway 20. The plaintiff was an occupant in an automobile being operated by another person. The plaintiff alleges the Highway Division was negligent in allowing an employee to operate a snow plow improperly and therefore was responsible for the collision. The plaintiff is seeking \$25,000 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-7957 Sharon A. Haynes v. State of Oregon: This action arises out of an accident that occurred on May 10, 1980 where the plaintiff was operating a motorcycle on Highway 18 and failed to negotiate a curve. The plaintiff alleges the Highway Division was negligent in allowing gravel to accumulate on the paved portion of the highway and thus causing the accident. The plaintiff is seeking \$215,727.06 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-7958 Dennis E. Stenzel v. Tri-Met, State of Oregon and the City of Portland: The plaintiff alleges the State improperly constructed and Tri-Met improperly operated a bus into the bus lane on Barbour Blvd. in the City of Portland and therefore caused the plaintiff's vehicle to collide with the Tri-Met bus. The plaintiff is alleging improper construction of the bus lane, improper signing of the bus lane and negligence on the part of all three parties in utilizing the bus lane. The plaintiff is seeking \$89,851.17 in damages for personal injury and property damage as a result of the accident. The matter has been referred to the Attorney General's office for the Defense of the State.

L-7959 Blair Investment Properties-Lt. v. C. W. Head, Secretary, Oregon State Transportation Commission et al: This is a trespass, nuisance and inverse condemnation case brought by Mr. Willis G. Blair and alleges numerous acts by various state employees and a state contractor, the City of Portland and General Electric Company which the plaintiff claims has damaged his property and is seeking \$218,000.00 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-7960 James L. Butler v. State of Oregon et al: This is a suit in the United States District Court for the District of Oregon claiming discrimination in employment and seeking equitable relief in the form of the appointment to a position in the Department of Transportation and an award of damages for lost earnings and \$400,000 in damages for mental distress and tentative damages. This matter has been referred to the Attorney General's office for the defense of the State.

L-7961 M. O. Nelson & Sons, Inc. plaintiff v. Freda Elizabeth Kundert, defendant and Floyd Lee Spence, defendant and third party defendant, v. State of Oregon, third party plaintiff: This case involves a collision that occurred on Highway 99 N at m.p. 115. The accident occurred on September 10, 1980 and the alleged negligence of the State is a failure to remove a pile of gravel that was left along side the shoulder or to provide warning signs of the location of the gravel or adequate barricades to prevent colliding with the gravel. The plaintiff is seeking \$13,756.11 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-7964 Kenneth Brace v. Marian Cresswell, defendant and third party plaintiff v. State of Oregon and Union Pacific Railroad Company, third party defendants: This action occurred on North Interstate Ave. also known as Highway 99W, approximately 75 feet N of N Thompson St. in the City of Portland. The plaintiff has sued the defendant for negligence arising out of an automobile accident at that location. The defendant in turn has sued the State and the Railroad Co. alleging negligence on their behalf in the maintenance of the highway in the vicinity of the railroad tracks at Interstate Ave. The plaintiff is seeking \$82,000.00 in general damages and \$18,389.99 in special damages. The matter has been referred to the Attorney General's office for the defense of the State.

3-25-81

L-7965 David E. Reid, Conservator of the Estate of Joseph E. Reid, a minor v. State of Oregon, acting by and through the Oregon Transportation Commission, and William Lee Hauck: This lawsuit arises out of an accident that occurred on August 14, 1980. The plaintiff was a pedestrian at a crosswalk, crossing Hwy 101 in Newport, and was struck by an automobile driven by the defendant Hauck. The plaintiff alleges the traffic signal at the intersection malfunctioned and was the cause of the accident. The plaintiff is seeking \$150,000.00 in damages against the two defendants. The matter has been referred to the Attorney General's office for the defense of the State.

April 20, 1981
Salem, Oregon

The Oregon Transportation Commission met in Room 122, Transportation Building, Salem, at 10 a.m. Notice of the meeting had been made by press release to the newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
B. Gordon Coleman, Member
Peter J. Brix, Member
Michael P. Hollern, Member
Fred Klaboe, Director of Transportation
Fred Miller, Assistant Director for Administration
Robert Royer, Assistant Director for Transportation
Policy and Planning
George Bell, Assistant Director for Intergovernmental
and Public Affairs
Jack Sollis, Chief Counsel
Dave Moomaw, Administrator of Motor Vehicles Division
Paul Burket, Administrator of Aeronautics Division
Dennis Moore, Administrator of Public Transit Division
H. S. Coulter, State Highway Engineer
Larry Rulien, Executive Assistant to State Highway Engineer
Dave Talbot, Administrator of Parks and Recreation Division
Robert Schroeder, Assistant State Highway Engineer,
Maintenance Branch
E. S. Hunter, Assistant State Highway Engineer,
Technical Services Branch
Robert Bothman, Administrator, Metropolitan Branch
Dale Wilken, Federal Highway Administration
Robert Gormsen, Manager, Commission Services

There were others present including representatives of the news media.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the March 25, 1981, Commission meeting.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2709" on file in Commission's files, Salem.)
- 3) Request from William D. Cobb for placement of a single-family dwelling residence within the Rogue River Scenic Waterway in Josephine County, subject to stipulations outlined in Mr. Talbot's letter to the Commission dated April 1, 1981.

- 4) Adopted resolution removing from the state highway system a portion (approximately 0.42 mile in length) of the S.W. 66th Avenue Frontage Road of the Pacific Highway in the City of Tigard. ("Abandonment Resolution No. 600" on file in Commission's files, Salem.)
- 5) Contract with the Astoria Chamber of Commerce to continue the Department's tourist information center at Astoria at a cost of \$5,300 for the period June 1 to August 31, 1981.

Written delegated authority reports were mailed to the Commission prior to the meeting. The following shows which officials acted on behalf of the Commission pursuant to its duly adopted delegation orders. (Exhibits are on file in the Commission's files in Salem.)

Chairman of Transportation Commission	Exhibit A
Director of Transportation	Exhibit B
State Highway Engineer	Exhibit C
Assistant State Highway Engineer	Exhibit D
Right of Way Manager	Exhibit E
State Parks Administrator	Exhibit F
Chief Counsel	Exhibit G
Highway Controller	Exhibit H

The Commission confirmed the next meeting date of Tuesday, May 19, 1981, in Salem and set the following meeting date for Thursday, June 18, 1981, in Salem.

Mr. Klaboe asked for the Commission's approval to submit to the Joint Ways and Means Committee of the Legislature the proposal to reclassify three positions in Central Services and one position in the Aeronautics Division and to abolish one position in Central Services. The ODOT Personnel Office and the Executive Department's Personnel Division approves these reclassifications in principle. The Commission unanimously approved the request. (See proposal request in a letter to the Commission dated April 17, 1981, from Mr. Klaboe.)

Mr. Klaboe introduced Mr. Dale Wilken, the Federal Highway Division Administrator, who replaced Glen Green. Mr. Wilken presented two 1980 awards for excellence in design of highways to the Commission and to the Department as follows:

- 1) Second Place Award in Intermodal Facilities Category, Park and Ride Station in southwest Portland located at the intersection of I-5 and 99W, Multnomah County.

(Continued)

- 2) Third Place Award in Environmental Preservation and Enhancement Category, special design criteria and construction requirements for eight miles of U.S. Route 395 adjacent to Lake Abert in Lake County in order to preserve archaeological resources.

Mr. Burket presented to the Commission for adoption an administrative rule on "Rates and Fees for State Owned Airports" for use of the various facilities on these airports. He said since 1977 the Aeronautics Division has been operating under rates and fees adopted by the Commission in general principle. He commented that these need to be updated to today's conditions and adopted by the Commission as an administrative rule. He said a hearing was held on this subject on January 4, 1981, and all comments have been considered in the final rule. The Commission unanimously adopted "Aeronautics Rule No. 5", a copy of which is on file in the Commission's files in Salem.

Mr. Talbot explained that a law adopted by the last Legislature on State park master plans requires the Administrator of the Parks and Recreation Division to adopt rules which establish a master plan to be followed in the development and use of each State park. He said to implement this directive master plan documents have been prepared for 23 State parks which include an assessment of resources, land use and development plans, and a determination of the capacity for the public use and enjoyment. He said this rule is ready for formal adoption and he asked if the Commission had any questions or concerns. A public hearing was held on January 15, 1981, and all the master plans have been approved by the State Parks and Recreation Advisory Committee. The Commission unanimously concurred in his adopting the rule. ("State Parks Rule No. 49" on file in Commission's files, Salem. This rule was adopted by the Parks Administrator on April 20, 1981, following the Commission meeting; filed with the Secretary of State on April 24, 1981, and effective that date; and published in the Administrative Rule Bulletin on May 15, 1981.)

Mr. Talbot presented to the Commission the Final Report of the Deschutes River Scenic Waterway Task Force Study. He said that in August of 1980 the Governor had appointed a 17-member Citizen Task Force to look into the management issues and alternatives relating to the Deschutes River. Hearings were held and there was considerable testimony against the development of a permit system similar to the one on the Rogue River. The Task Force Report reflected that the Deschutes River should be managed as a recreational river, better facilities and higher level of enforcement of existing river user rules were needed, and more information on how to use the river and its adjacent lands properly. The Task Force recommended legislation to institute a user fee for boaters utilizing the river. (Copy of Report on file in Commission's files, Salem.) He said this Report was for the Commission's information and no action was necessary.

Mr. Talbot than explained that every five years the Division conducts a survey of visitors to Oregon State Parks. He said most users are satisfied with the Park's program but some suggested a more aggressive approach in the enforcement of Park rules. If the present legislation is passed, some Park employees would have the power to issue citations in parks. (Copy of 1980 Parks Visitor Survey Summary Report on file in Commission's files, Salem.)

Mr. Coulter presented to the Commission two administrative rules concerning the selection of consultants. One rule is for the selection of consultants to the Highway Division and making and administering agreements and supplements thereto. The other rule to be used by the Department of Transportation is for the selection and hiring of consultants. Mr. Coulter said a joint hearing was held on April 14, 1981, and no testimony or written comments were received. The rules have been modified to reflect changes in the organization and to reflect the Department's new Minority Business Enterprise policies. The Commission unanimously adopted the two administrative rules for the Highway Division and the Department of Transportation. ("Administrative Rule No. 83A" pertains to the Highway Division and "Administrative Rule No. 83B" pertains to the Department of Transportation. Both rules were filed with the Secretary of State on April 21, 1981, and effective on that date. The rules were published in the Secretary of State's Administrative Rule Bulletin on May 15, 1981.)

Mr. Coulter said he had responded to the Oregon Coast Association's concerns which were expressed at the last Commission meeting. They had asked about the status of the Nehalem Bridge. He said it is currently on the schedule for bids to be opened this Fall. The Association had asked that a flashing light be placed at the end of the bridge. Mr. Coulter said an investigation had been completed and as a safety improvement project a flashing light would be installed, the illumination would be improved and modification would be made to the roadside delineators.

In response to Commissioner Coleman's question concerning the installation of the scramble phase at the intersection of Center and High Streets in Salem, Mr. L. E. George said the test would go into effect on April 27, 1981.

Mr. Sollis explained the activities of the Legal Section in collecting claims generated through accidents which damage the Department's facilities. Assistant Attorney General Dale Hormann has done an excellent job and has collected more than \$140,000 in a three-month period. Chairman Yturri complimented the Legal Section for their performance.

A delegation appeared before the Commission from the Oregon Coast Association concerning Highway 20 as follows: Mary Nickell, Ed Cutler, Sonia Cooper, Dave Cooper, Max Thompson, Ed Savage, Sweet Home; R. G. Jones, Albany; Representative Max Rijken, Newport; and Representative Liz Van Leeuwen, Halsey.

Mr. Ed Cutler, Highway 20 Committee, asked the Commission to give priority to improve Highway 20 from Newport to Bend (from sea to ski) - a total of 96 miles. He explained the need for this improvement from the standpoint of safety, tourism and commerce. He pointed out that the highway serves saw mills, veneer plants and plywood plants all along its length - and that improvement is needed and necessary. Mr. Cutler was critical of the Department's performance in making improvements to Highway 20. He expressed the feeling that there was a lack of communication, the Department was not working with them and that necessary improvements were not being identified, developed and prioritized so that when money was available, improvements could be made.

Chairman Yturri stated that the staff from the Department would be available at any time to work with them, attend meetings and anything else within reason, if they would make their wishes known.

Vice Chairman Walsh stated it would be helpful if the delegation could prioritize their projects on Highway 20.

Mr. Dave Cooper, Linn County Commissioner, commented that the Vail Creek-Sweet Home Section Project had slipped on the Six Year Program. He pointed out the high traffic hazard which exists at a point called "The Narrows" which is near Sweet Home, and he felt it should have a high priority.

Chairman Yturri explained that the original Six Year Plan is no longer a Six Year Plan but will be extended to perhaps eight to ten years. He referred to declining revenues and noted that there are changes in the Federal funding which are being proposed by the Reagan Administration. The Department is doing its best to effectively utilize the present resources and is trying to divide the funds and jobs in the fairest way possible.

Mr. Ed Savage, Sweet Home Police Department, stated that he operates an ambulance in that area. The eight miles of Highway 20 (between Sweet Home City Limits and the four laning at Vail Creek) has unlimited access with very narrow shoulders and it is difficult to operate an ambulance as an emergency vehicle.

Representative Rijken called attention to the importance of improving Highway 20 in connection with the economic development of the area. He urged that Highway 20 be given high priority.

Representative Van Leeuwen referred to a letter to the Commission dated April 15, 1981, from the Legislators whose districts are along Highway 20, which states that future Federal funds, matched


with State funds, should be used in a way that recognizes Highway 20 as the major east-west route in the State. She was particularly critical of the fact that right-of-way was acquired for the Vail Creek-Sweet Home Project and in doing so had displaced people and businesses; but had failed to go on and make the improvements to the highway.

The Chairman thanked the delegation for their presentation.

The meeting was adjourned at 11:15 a.m.


The Commission had lunch with the Local Officials Advisory Committee at the Local Government Center, 1201 Court Street, N. E., Salem.

At 1:00 p.m. the Commission held a workshop in Mr. Klaboe's office (Room 135) concerning the timing for an up-date of the Six Year Highway Program, the extent of meetings to be conducted and the program content. (See Larry Rulien's memo dated April 24, 1981, on file in Commission's files, Salem.)

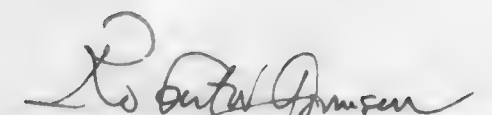

Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter J. Brix, Commissioner


B. Gordon Coleman, Commissioner


Michael P. Hollern, Commissioner


Robert W. Gormsen, Manager
Commission Services

TO:

Oregon Transportation Commission

A

SUBJECT:

Report of Actions Taken Under Delegated Authority

4-20-81

- (1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
46693	Tremper, Ernest & Freda 1 Transaction	\$ 1,728.00 \$ 1,728.00

- (2) An extension of a special use permit with the U. S. Forest Service for an antenna site on Walker Mountain in Deschutes County. (Radio Unit)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 17 day of March, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
[Signature]
STATE HIGHWAY ENGINEER
Date 3/13/81

TO: Oregon Transportation Commission

A

4-20-81

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50769	Gregg Enterprises, Inc.	\$ 251,000.00
51515	Turenne, Charles A. & LaNora J.	11,050.00
51883	School District #5	-0-
	3 Transactions	\$ 262,050.00

(2) A Memorandum of Understanding with the Highway Division and Aeronautics Division for construction of a cross-wind runway at the John Day Airport in Grant County. The Highway Division will perform all preliminary and construction engineering, and the Aeronautics Division will pay all costs of the project through a Federal Aviation Administration grant program. (Local Government)

(3) Cooperative agreement with the Bureau of Indian Affairs for pavement markings on Warm Springs Agency roads. The State will furnish all labor, material and equipment for the striping at an estimated cost of \$15,000. The Agency will pay all costs of the project. (Local Government)

(4) Supplemental agreement with Travel Information Council, Highway Division, Color and Design, Inc., and Travel InfoCentres Inc. for the sign plazas providing that all income from any sign plazas will be included in the agreement with the State of Oregon and TIC will receive its percentage based on those total revenues. (Legal Branch)

(5) Cooperative fencing agreement with John M. Peila, Jr. and the Bureau of Land Management. The Bureau of Land Management will furnish all materials; Mr. Peila will furnish the labor; the Highway Division grants authority to construct the fence along highway right of way in Harney County. (Maintenance Branch)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 30 day of March, 1981

APPROVED

H. J. Cantello
STATE HIGHWAY ENGINEER

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission
- 4085 -

3-20-81

TO:

Oregon Transportation Commission

SUBJECT:

Report of Actions Taken Under Delegated Authority

A

4-20-81

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50757	Ackerley Realty	\$ 6,750.00
51420	Division of State Lands	1,890.00
51451	Myers, John T. & Virgil E.	12,150.00
51523	Crim, Wilbur E.	2,150.00
51533	Wicklund, Jack W. & Cecelia A.	950.00
51534	Anderson, John J.	1,500.00
	6 Transactions	\$ 25,390.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 31 day of March, 1981

Anthony Yturri
 Anthony Yturri, Chairman
 Oregon Transportation Commission

APPROVED
W. H. Hansen
 STATE HIGHWAY ENGINEER
 3/27/81

A

4-20-81

REPORT OF CONFIRMATION OF ACTION TAKEN UNDER DELEGATED AUTHORITY

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On March 19, 1981, granted telephonic approval to F. B. Klaboe for an increase of \$15,000 in the Personal and Professional Services Agreement with Manpower, Inc., for temporary manpower services. This increases the total amount of the agreement to \$30,000.
- 2) On February 12, 1981, approved Supplemental Agreement No. 5 with Multnomah County to Phase III, Multnomah County Operations and Maintenance Facility, to clarify the billings for County work on the project and to identify credit items previously agreed to but not documented in agreement form allowing proper handling of the accounting procedures.

Dated this 31 day of March, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
2. [Signature]
STATE HIGHWAY ENGINEER
Date 3/27/81

TO: Oregon Transportation Commission

A

4-20-81

SUBJECT: Report of Confirmation of Action Taken Under Delegated Authority

No. 1 Project Mt. Hood Hwy. @ Welches Rd. Contract No. 9270

Type of Work Traffic Signal Installation F.A. Proj. No. State

County Clackamas Highway Mt. Hood

No. of Bidders 6 Low Bidder Hamilton Electric, Inc., Eugene

Low Bid \$ 48,211.00

Engineer's Recommendation: Award to low bidder.

No. 2 Project Green Springs Hwy. @ Walker Ave. (Ashland) Contract No. 9271

Type of Work Traffic Signal Installation F.A. Proj. No. State

County Jackson Highway Green Springs

No. of Bidders 5 Low Bidder Steeck Electric Co., Medford

Low Bid \$ 46,432.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the City of Ashland and the sum of \$27,940.00 is deposited by the City.

No. 3 Project Old Dry Creek-Ochoco Hwy. Contract No. 9272

Type of Work Oiling F.A. Proj. No. SOS-0700(2)

County Crook Highway Mill Creek County Road

No. of Bidders 11 Low Bidder R. L. Coats, Bend

Low Bid \$ 117,240.00

Engineer's Recommendations: Award to low bidder subject to concurrence of Crook County and the sum of \$16,730.00 is deposited by the County.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 4-1-81

A

4-20-81

No. 4 Project Trout Creek Culverts Section Contract No. 9273
Type of Work Culvert F.A. Proj. No. State
County Hood River Highway Hood River
No. of Bidders 26 Low Bidder Delph Construction, Estacada
Low Bid \$ 64,811.00

Engineer's Recommendation: Award to low bidder.

No. 5 Project McLeod Lane NE-Oregon Electric R.R. Contract No. 9274
Type of Work Grading, Paving & Signing F.A. Proj. No. M-1830(4)
County Marion Highway FAU 1830 (Lockhaven Dr. NE)
No. of Bidders 6 Low Bidder Comco Construction dba
Salem Road & Driveway, Salem
Low Bid \$ 193,977.12

Engineer's Recommendations: Award to low bidder subject to concurrence of
the FHWA & Marion County and the sum of
\$13,460.00 is deposited by the County.

No. 6 Project Cecil Rock Production Contract No. 9275
Type of Work Rock Production F.A. Proj. No. State
County Morrow Highway Heppner
No. of Bidders 7 Low Bidder Howard Logsdon Logging, Baker
Low Bid \$ 104,945.00

Engineer's Recommendations: Award to low bidder.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 4-1-81

A

4-20-81

No. 7 Project Umatilla River-U.P.R.R. X'ing (Echo) Contract No. 9276

Type of Work Grading and Paving F.A. Proj. No. RS-188(4)

County Umatilla Highway Lexington-Echo

No. of Bidders 3 Low Bidder Douglas S. Coats, Inc., Bend

Low Bid \$ 110,816.00

Engineer's Recommendation: Award to low bidder.

On April 1, 1981, I accepted the State Highway Engineer's recommendation for award of the above projects on which bids were received March 26, 1981, and authorized him to sign the contracts when conditions for the awards have been met.

Dated this 8 day of April, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

A
MINUTES OF 4-20-81

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
51160	University Real Estate Trust	\$ -0-
51452	White, Glendon Dale & Helen F.	11,370.00
51469	Moehnke, Vernald & Kathryn	1,200.00
51487	Klink, Dennis Keith	4,500.00
51539	Eslick, Charles J. & Maria A.	150.00
51745	Chadwick, Edward R.	2,200.00
51833	Hoekstre, Delbert A.	1,250.00
	7 Transactions	\$ 20,670.00

(2) Supplemental agreement with Liberty Communication Inc. concerning construction of a site perimeter fence around the Suncrest Communications Site in Lake Oswego, Clackamas County, Oregon. Liberty Communications Inc., which presently has a site use permit for this property, will construct a fence around the perimeter of the facilities when notified by the Highway Division that such construction is needed. (Legal)

(3) Agreement with the Central Oregon Irrigation District covering reconstruction of the District's facilities to accommodate construction of the Redmond SCL-Witte more Road, North Unit Section of The Dalles-California Highway in Deschutes County. (Right of Way Unit)

(4) A letter-form supplemental agreement with Tri-Met to provide for the addition of Round Two of the National Rideshare Demonstration Program and provide for the proper disbursement of additional Federal Funds in the amount of \$75,333. Tri-Met will administer the project and provide the local matching funds with no expense to State. (Local Government Unit)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

APPROVED

STATE HIGHWAY ENGINEER

Date

Dated this 8 day of April, 1981

Anthony Yturri, Chairman
Oregon Transportation Commission

4-20-81

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me, in my official capacity, to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I took the following actions listed below and report them for your official records:

- (1) On March 16, 1981, signed consultant contract with Leonard J. Borer and James H. Joerger, who will provide an Employee Assistance Course for employees responsible for administering a program to assist troubled employees with personal problems. Cost for 1 1/2 day course is \$900. Training sessions to be held between March 1 and April 30, 1981.
- (2) On March 16, 1981, signed letter of agreement with Oregon Department of Energy for development of a driver education energy conservation curriculum for use in Oregon high schools. Oregon Department of Energy will provide \$2000 of State Energy Conservation Plan Funds and the Oregon Department of Transportation will provide \$2000 matching funds. Period of performance April 1, 1981, to March 31, 1982.
- (3) On March 20, 1981, signed letters of agreement with City of Salem, Marion County, and Mid-Willamette Valley Council of Governments to confirm verbal understanding concerning the loan of Federal-aid Funds to cover shortage of Interstate Transfer Funds to finance the Willamette River (Marion Street) bridge project in Salem. State has obligated Federal-aid Primary Funds to offset the shortfall in Interstate Transfer Funds for this fiscal year. When additional Interstate Transfer Funds are made available to local governments after October 1, 1981, State will withdraw the Primary money from the project funding and replace it with Interstate Transfer Funds.

Dated this 8th day of April 1981.


F. B. Klaboe

4-20-81

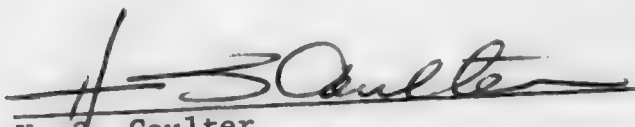
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- (1) On March 17, 1981, approved an agreement with Chemeketa Community College for a three-day training session entitled Elements of Supervision on April 14 through 16, 1981, at a cost of \$629.
- (2) On March 26, 1981, established a 40 MPH speed zone on the Territorial Highway in the Community of Crow in Lane County from M.P. 23.89 to M.P. 24.45, except that from M.P. 24.20 to M.P. 24.36 the designated speed shall be 20 MPH when children are present. Rescinds Speed Zone Order No. 555 dated March 17, 1970. (Speed Zone Order No. 858) (Approved by L. Rulien on behalf of State Highway Engineer)

Dated this 10 day of April, 1981


H. S. Coulter
State Highway Engineer

4-20-81

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

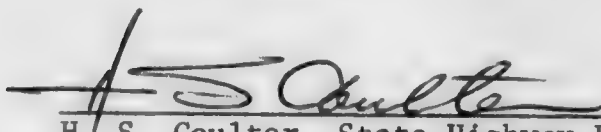
- 1) Work on North Main Avenue-Northeast Elliot Avenue and Northeast Main Avenue-Northeast Kelly Avenue Sections of Northeast 2nd Street and Northeast 5th Street in Gresham, Multnomah County. Bids received January 29, 1981. Contract No. 9255 awarded March 13, 1981, to Gresham Paving, Inc., Portland, at \$130,305.08.
- 2) Traffic signal installation on Southeast Harmony Road at International Way in Milwaukie, Clackamas County. Bids received February 26, 1981. Contract No. 9257 awarded March 17, 1981, to Mill Plain Electric, Inc., Vancouver, WA, at \$29,950.
- 3) Traffic signal installation on the Pacific Highway West at Royalty Parkway in Washington County. Bids received February 26, 1981. Contract No. 9258 awarded March 17, 1981, to Linnco Electric Co., Albany, at \$74,312.
- 4) Traffic signal installation on the Tualatin Valley Highway at Southwest 219th Avenue in Washington County. Bids received February 26, 1981. Contract No. 9259 awarded March 20, 1981, to Linnco Electric Co., Albany, at \$45,753.
- 5) Work on the Clackamas-Boring Highway at Southeast Foster Road in Damascus, Clackamas County. Bids received February 26, 1981. Contract No. 9260 awarded April 3, 1981, to Roy L. Houck Construction Co., Salem, at \$167,598.
- 6) Work on the Oak Street-Ann Street (Ashland) Section of FAU 3920 in Jackson County. Bids received February 26, 1981. Contract No. 9263 awarded March 17, 1981, to Douglas S. Coats, Inc., Bend, at \$233,538.
- 7) Work on the Pacific Boulevard-Santiam Highway (Albany) Section of FAU 2955 in Linn County. Bids received February 26, 1981. Contract No. 9264 awarded March 19, 1981, to Morse Bros., Inc., Lebanon, at \$372,524.34.
- 8) Work on the Dairy Creek (Susbauer Road) Bridge in Washington County. Bids received February 26, 1981. Contract No. 9267 awarded March 18, 1981, to Slayden & Holm, Inc., Stayton, at \$172,455.50 (Alternate A).

C

4-20-81

- 9) Oiling on the Old Dry Creek Road-Ochoco Highway in Crook County. Bids received March 26, 1981. Contract No. 9272 awarded April 6, 1981, to R. L. Coats, Bend, at \$117,240.

Dated this 10 day of April, 1981


H. S. Coulter, State Highway Engineer

4-20-81

QUARTERLY REPORT OF PROPERTY DAMAGE CLAIMS
MADE AND COLLECTED BY STATE HIGHWAY DIV. LEGAL SECTION

Period From 1-1-81 Thru 3-31-81

	No.	Amount
Claims Pending at Beginning of Period	<u>109</u>	<u>\$201,045.34</u>
Claims Pending at End of Period	<u>116</u>	<u>\$192,762.38</u>

Money Collected During Period

Installment Payments	<u>67</u>	<u>\$ 4,135.26</u>
Compromise Payments	<u>11</u>	<u>\$ 26,992.36</u>
Payments in Full	<u>120</u>	<u>\$113,768.46</u>
TOTAL		<u>\$144,896.08</u>

Claims Abandoned During Period	<u>4</u>	<u>\$ 6,408.92</u>
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Damage Cases (Actions Filed)	<u>57</u>	<u>\$ 63,807.83</u>
Uncollected Judgments	* <u>---</u>	<u>\$ -----</u>

* Referred to Department of Revenue for collection.

4-20-81

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under authority delegated to me to accept contracts completed according to specifications, I accepted the following:


<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
J.C. Compton Co. No. 9008	Big Cr., Rock Cr., Gnat Cr. & Westport-Clatskanie Clatsop & Columbia Counties	March 13, 1981
R. A. Hatch Co. No. 9058	Ironside-Brogan Hill Malheur County	March 18, 1981
S.D. Spencer & Son No. 8654	N. Oakland Intchge.-Sutherlin intchge. Douglas County	March 18, 1981
C.G. Gredvig, Inc. No. 9217	Leroy St.-S.P. X'ing. (Molalla) Clackamas County	March 19, 1981
Wildish Medford Construction Co. No. 9029	Four Corners-White City & Brownsboro-N. Fork Little Butte Creek Jackson County	March 19, 1981
Douglas S. Coats, Inc. No. 9095	Prairie Creek Culvert Wallowa County	March 20, 1981
Fabricators, Inc. No. 9056	Bunker Hill-Davis Slough & Coquille-Glen Aiken Creek Coos County	March 20, 1981
Western Bridge, Inc. No. 9145	Amazon Cr.(Acorn Park) Br. Lane County	March 25, 1981
Siuslaw Construction Co., Inc. No. 9098	Deer Creek Section Yamhill County	March 30, 1981
Douglas S. Coats No. 8990	Rattlesnake Cr., Field Cr. & McClellan Cr. Bridges Grant County	April 1, 1981
C.C. Meisel Co., Inc. No. 9013	Pac. Hwy. W. Intchge.-Dayton Jct. & Dayton Jct.-Lafayette Yamhill County	April 1, 1981

D

4-20-81

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Cherry City Electric, Inc. No. 9153	Pac. Hwy. East @ "D" St. (Hubbard) Marion County	April 2, 1981
Weaver Con- struction Co. No. 9148	Birch Cr. (Sparks) Bridge Umatilla County	April 3, 1981
Hamilton Electric, Inc. No. 9132	Pac. Hwy. E. @ SPTC U'Xing (Oregon City) Clackamas County	April 7, 1981
Hamilton Electric, Inc. No. 8879	Rogue Valley Hwy. @ Pine St. (Central Point) Jackson County	April 9, 1981
John Thomas Con- struction No. 9118	Valley of the Rogue State Park Jackson County	April 9, 1981

April 9, 1981


C. T. Keasey
Asst. State Highway Engineer

April 1981

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Signed on March 16, 1981, the Grant of Access to Pacific Power & Light Co. on the N. Pendleton-Pilot Rock Section of the Pendleton-John Day Hwy. in Umatilla County which was approved by Mr. Yturri February 25, 1981. File 24869 (23-46).
- (2) Sale of 4.09 acres excess property on the Newport-Waldport Section of the Oregon Coast Hwy. in Lincoln County for a minimum consideration of \$49,000. Approved March 16, 1981. Files 11106, 11108, 4475 (23-43).
- (3) Sale of 0.82 acre excess property on the Oakhill-Eugene-Springfield Section of the Florence-Eugene Hwy. in Lane County for a minimum consideration of \$62,100. Approved March 17, 1981. File 44400 (23-43).
- (4) Sale of 10,546 square feet excess property on the Oakhill-Eugene-Springfield Section of the Florence-Eugene Hwy. in Lane County for a minimum consideration of \$53,500. Approved March 18, 1981. File 43677 (23-43).
- (5) Sale of 4,752 square feet excess property on the Marquam Br.-S.E. 84th Ave. Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$53,500. Approved March 18, 1981. File 46784 (23-43).
- (6) Service Contracts with Southern Pacific Transportation Co. for grade crossing protection devices approved March 18, 1981. (23-50)

No. 81-6 Oak St. (Roseburg), Douglas Co. RR 1061.
No. 81-7 Washington St. (Roseburg), Douglas Co. RR 1062.
- (7) Sale of 4.45 acres excess property on the Albany-Judkins Point Section of the Pacific Hwy. in Linn County for a minimum consideration of \$195,000. Approved March 24, 1981. Files 31310, 31311 (23-43).

4-20-81

Report of April, 1981 (cont.)

- (8) Right of Way Services Agreement with Clatsop Co. for the Westport Slough Ferry Slip Section of County Road No. 42 in Clatsop County. Approved March 24, 1981. Misc. C & A 7385. Agr. 181 (23-45).
- (9) Sale of 1.78 acres excess property on the S.E. Foster-S.E. Hinkley Section of the East Portland Freeway in Multnomah County for a minimum consideration of \$117,500. Approved March 25, 1981. Files 46934, 46935 (23-43).
- (10) Sale of 0.04 acre excess property on the Mystic Cr.-Muns Cr. Section of the Coos Bay-Roseburg Hwy. in Douglas Co. for \$25 as provided in the option on File 50675. Approved March 25, 1981. File 50678. (23-43)
- (11) Sale of 6,300 square feet excess property on the Marquam Br.-S.E. 84th Avenue Section of the Mt. Hood Freeway in Multnomah County for a minimum consideration of \$35,000. Approved March 26, 1981. File 44111 (23-43).
- (12) Service Contract with Oregon-Washington R.R. & Navigation Co. for grade crossing protection devices at "A" St. (Vale West Hwy.) in Multnomah Co. Approved March 25, 1981. RR 1063 (23-50).
- (13) Permit of Entry Agreement with Portland Traction Co. for the Inter-change Ramps for the Willamette River (Marquam) Bridge Section of the Pacific Hwy. in Multnomah Co. Approved March 26, 1981. RR 1064 (23-50).
- (14) Sale of 3.66 acres excess property on the Albany-Judkins Pt. Section of the Pacific Hwy. in Linn Co. for a minimum consideration of \$6,000. Approved April 2, 1981. File 25385 (23-43).
- (15) Sale of 8,180 square feet excess property on the Oakhill-Eugene-Springfield Section of the Florence-Eugene Hwy. in Lane County for a minimum consideration of \$37,000 and a 520 square foot parcel to the City of Eugene for \$1,675. Approved April 2, 1981. File 42409 (23-43).
- (16) Sale of two parcels of excess property on the Marquam Br.-S.E. 84th Ave. Section of the Mt. Hood Freeway in Multnomah County. Approved April 2, 1981 (23-43).
- File 46251, 6,588 square feet for \$45,000 or more.
File 45057, 6,588 square feet for \$50,500 or more.
- (17) Sale of 10,455 square feet excess property on the Oakhill-Eugene-Springfield Section of the Florence-Eugene Hwy. in Lane County for a minimum consideration of \$48,500. Approved April 7, 1981. (23-43)

E

4-20-81

Report of April, 1981 (cont.)

- (18) Sale of 8,295 square feet excess property on the S.E. 104th- S.E. 122nd Ave. Section of the Mt. Hood Hwy. in Multnomah County for a minimum consideration of \$54,900. Approved April 7, 1981 (23-43).
- (19) Sale of two excess parcels on the Marquam Br.-S.E. 84th Ave. Section of the Mt. Hood Freeway in Multnomah County. Approved April 7, 1981 (23-43).

File 46938, 5,000 square feet for \$60,000 or more.
File 46515, 3,500 square feet for \$47,000 or more.

Dated this 8 day of April, 1981.


J. B. BOYD, Right of Way Manager

JBB:aj

4-20-81

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

N.E. SANDY BLVD.-N.E. 146TH DRIVE SECTION, N.E. 148TH AVENUE
(COUNTY ROAD) - MULTNOMAH COUNTY

R-50739 - Ernest J. Wright et ux. Parcel 1: 20,050 square feet for right of way purposes. Parcel 2: 610 square feet for permanent easement for slopes. Offer \$25,550.00.

R-50740 - Martin E. Wappler et al. 33,355 square feet for right of way purposes. Offer \$92,000.00.

ROBERTS CREEK-DILLARD JUNCTION UNIT, ROBERTS MOUNTAIN-MYRTLE CREEK
SECTION, PACIFIC HIGHWAY - DOUGLAS COUNTY

R-50513 - Earl B. Pritchard et ux. 0.32 acre for right of way purposes. Offer \$200.00.

S.E. 50TH AVENUE-S.E. 92ND AVENUE (PORTLAND) SECTION, MT. HOOD
(POWELL BLVD.) HIGHWAY - MULTNOMAH COUNTY

R-50872 - Ambrose Calcagno, Sr. et al. 5,000 square feet for right of way purposes. Offer \$135,000.00.

WALLACE BRIDGE-UPPER SALT CREEK ROAD SECTION, WILLAMINA-SALEM
HIGHWAY - POLK COUNTY

R-51834 - Lone Oak Development Co. et al. 0.94 acre for right of way purposes. Offer \$1,400.00.

WILLAMETTE RIVER-I205 SECTION, COLUMBIA RIVER HIGHWAY - MULTNOMAH
COUNTY

R-50950 - H. A. Andersen et al. 1.39 acres for right of way purposes. Offer \$1,272,500.00.

Dated this 16 day of March, 1981.


J. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered - 6

4-20-81

April 1981

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Amendment to Right of Way Services Agreement 157 with the City of Tualatin for the S.W. 89th Avenue I-5 Section of Nyberg Road in Washington County. Approved March 30, 1981. Misc. C & A 7195 (23-50).

Dated this 8 day of April, 1981.


Rod Henry, Assistant Right of Way Manager

RH:aj

4-20-81

TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On January 1, 1981, approved a farming agreement with Arnold A. Anheluk at Elijah Bristow State Park. There will be an annual permit fee of \$50.00.

On January 1, 1981, approved an agreement with Drakes Crossing Rural Volunteer Fire Department for the purpose of performing fire suppression functions within the boundaries of Silver Falls State Park. State shall not be obligated to pay more than \$450 during fiscal year 1980-81, or more than \$500 during the fiscal year 1981-82.

On February 5, 1981, approved a marina concession lease with Cove Palisades, Inc., at The Cove Palisades State Park. Lessee shall pay State 10% of each calendar year's gross sales and receipts.

On February 10, 1981, approved an agreement with Bannister Pipe Line Contractors for demolition, by use of explosive blasting techniques, of the concrete "ford" structure at Succor Creek State Park.

On March 5, 1981, approved an addendum with Karsten H. J. Arriens (private citizen), Jackson County, for Historic Preservation Project #41-09714, extending the ending date of the Agreement to September 30, 1981.

On March 16, 1981, approved Chester Ralstin's request to construct a fire station within the Rogue River Scenic Waterway in Curry County.

On March 18, 1981, approved Macomber/Jones Construction Inc.'s request for a six month extension to construct a single family dwelling approved February 23, 1980, within the Clackamas River Scenic Waterway in Clackamas County.

On March 23, 1981, approved a timber sale contract with Donald Hart for cedar salvage at Wilson River Highway Forest Wayside.

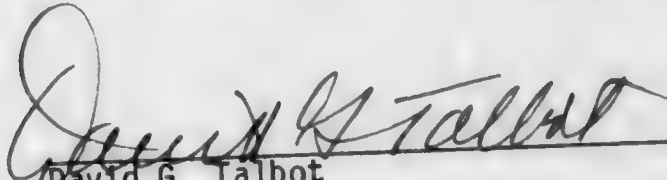
4-20-81

Oregon Transportation Commission
Delegated Authority Report
Page 2

On March 25, 1981, approved an amendment and Standard Pole Contact Agreement with Central Lincoln PUD for service to sewage disposal system at Beachside State Park. The annual minimum charge for this addition is \$180.00, with a total annual minimum charge for all points of power delivery amended to be \$11,598.80.

On April 1, 1981, approved a concession lease agreement with Vern & Donna Wiard, at Wolf Creek Tavern. Lessee shall pay State 5% of each calendar year's gross sales.

Dated this 2nd day of April, 1980.



David G. Talbot
State Parks Administrator

DGT/dmf

4-20-81

TEMPORARY RULE PROHIBITING THE
POSSESSION AND CONSUMPTION OF
ALCOHOLIC BEVERAGES AT
HILGARD JUNCTION STATE PARK
ON MAY 2, 1981

WHAT THIS RULE DOES:

This rule prohibits any person from possessing or consuming any alcoholic beverage within the boundaries of Hilgard Junction State Park from 12:01 a.m., May 2, 1981, to midnight, May 2, 1981.

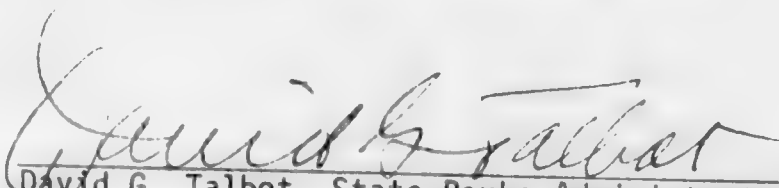
STATUTORY AUTHORITY AND PROCEDURE:

ORS 390.160 authorizes the Oregon Department of Transportation to adopt rules for the use and administration of state parks. ORS 184.619 grants the Oregon Transportation Commission authority to adopt rules it considers necessary to carry out the functions of the Department. By administrative rule, the Commission has delegated to the State Parks Administrator authority to adopt emergency rules to protect park visitors, facilities, resources and the environment.

RULE:

No person shall possess or consume any alcoholic drink or beverage within the boundaries of Hilgard Junction State Park, Union County, Oregon, from 12:01 a.m., Saturday, May 2, 1981, to midnight, May 2, 1981.

This temporary rule shall expire at midnight, May 2, 1981.


David G. Talbot, State Parks Administrator
Adopted on March 24, 1981
to be effective May 2, 1981.

*Log in State Parks
File in 413*

4-20-81

TEMPORARY RULE PROHIBITING THE
POSSESSION AND CONSUMPTION OF
ALCOHOLIC BEVERAGES AT
WALLOWA LAKE STATE PARK
ON JULY 25 and 26, 1981

WHAT THIS RULE DOES:

This rule prohibits any person from possessing or consuming any alcoholic beverage within the Day-Use Area of Wallowa Lake State Park from 12:01 a.m., Saturday, July 25, 1981, to 11:59 p.m., Sunday, July 26, 1981.

STATUTORY AUTHORITY AND PROCEDURE:

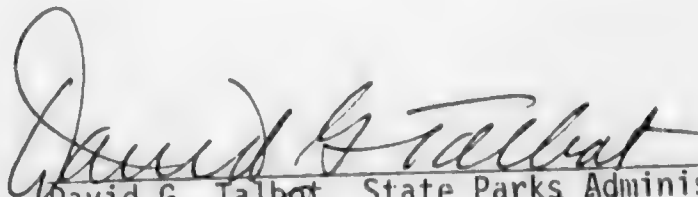
ORS 390.160 authorizes the Oregon Department of Transportation to adopt rules for the use and administration of state parks. ORS 184.619 grants the Oregon Transportation Commission authority to adopt rules it considers necessary to carry out the functions of the Department. By administrative rule, the Commission has delegated to the State Parks Administrator authority to adopt emergency rules to protect park visitors, facilities, resources and the environment.

RULE:

No person shall possess or consume any alcoholic drink or beverage within the Day-Use Area of Wallowa Lake State Park, Wallowa County, Oregon from 12:01 a.m., Saturday, July 25, 1981, to 11:59 p.m., Sunday, July 26, 1981.

For purposes of this rule, the "Day-Use Area" includes all areas of Wallowa Lake State Park except those portions of the park which are developed as camp, trailer and recreational sites for overnight stays, and the roadways, lavatories and facilities within those overnight areas.

This temporary rule shall expire at 11:59 p.m., Sunday, July 26, 1981.


David G. Talbot, State Parks Administrator
Adopted on Apr 1 1981
to be effective 12:01 a.m., Saturday,
July 25, 1981.

*copied in
Parks file
438*

4-20-81

Cases Filed by and Against the Department of Transportation:

L-7967 Leona M. Boyles v. Don Owen et al: This case arises out of an accident that occurred on January 20, 1980 in which plaintiff was a passenger in a motor vehicle owned by defendant Northwest Wrestling, Inc., and which was operated by Dwain Everett Boyles. The accident occurred on I-80N, now known as I-84, at m.p. 95.8, in Wasco County. Several other vehicles spun out on the highway and the vehicle in which plaintiff was the passenger in collided with the other vehicles. The allegations of negligence against the State relate to the failure of the State to sand the highway or post notice of the alleged icy conditions. The plaintiff is seeking \$311,517.11 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-7969 Garwin J. Tomlin et al v. Terry E. Burroughs et al. This case arises out of an accident that occurred on May 15, 1980 in which Garwin Tomlin was a driver and Lauren Tomlin and Bradford J. Larkins were passengers in an automobile which collided with another automobile operated by Burroughs at the intersection of N.E. 201st Avenue on Sandy Blvd. in Multnomah County. The alleged negligence of the State is the failure to mow grass obscuring the southwest corner of the intersection. The plaintiff's are seeking a total of \$65,214.00 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-7971 Argo Investment Corp. v. State of Oregon and the City of Salem: This lawsuit was brought by a property owner alleging that his property situated in Block 50 of the City of Salem, Marion County, has been land-locked by the construction of a curb across from what he considered to be a public street and the restriction of access from his property to the public street. The action brought on the basis of statutory authority for landlocking property. The plaintiff is seeking \$100,000.00 in damages and the matter has been referred to the Attorney General's office for the defense of the State.

L-7972 Pioneer Trust Co. v. State of Oregon and the City of Salem: This an inverse condemnation case in which the plaintiff is claiming that the State and City were responsible for the closing of Center Street at the westerly edge of blocks 50 and 51 in Marion County. Therefore, damaging property of the plaintiff located in blocks 50 and 51. The plaintiff is seeking \$200,000.00 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

L-7977 Joseph H. Scovell, personal representative of the Estate of Roy Horace Scovell, deceased v. TRK Trans, Inc. and Charles Glenn Robbins, defendants and TRK Trans, third party plaintiff v. State of Oregon, Highway Division: This lawsuit arises out of an accident that occurred on November 26, 1979 in which the defendant, Charles Robbins, was driving a truck on Highway 26 at milepost 11.2, approximately 15 miles east of Seaside, Clatsop County, and allegedly lost control and ran over plaintiff's decedent, who was a pedestrian. The defendant has alleged negligence against the truck driver in not driving in a safe and prudent manner. TRK Trans Inc., the owner of the truck, has named the State of Oregon as the third party defendant alleging that the State was responsible for the accident because of their negligence in the failure to warn motorists of the icy conditions at the time the accident occurred.

L-7978 Joni Moulton, by James Moulton, guardian at litem v. State of Oregon, by and through its Department of Transportation, Highway Division: This case involves an accident that occurred on April 5, 1979 on Highway 395 in Grant County. The complaint alleges that plaintiff was riding in an automobile driven by her sister and that the automobile struck a large hole and adjacent frost heave caused the accident. The State is charged with negligence in failing to warn motorists of the dangerous condition on the highway or to properly sign the area indicating hazardous driving conditions. The plaintiff is seeking \$15,192.00 in damages. The matter has been referred to the Attorney General's office for the defense of the State.

G

4-20-81

REPORT OF CONDEMNATION CASES TRIED

<u>Defendant</u>	State's Highest written offer made more than 30 days prior to <u>trial</u>	State's Highest Testimony <u>at trial</u>	Defend- ant's lowest <u>demand</u>	<u>Verdict</u>
Katherine Healy	\$22,500	\$22,500	\$50,000	\$37,500

L-7617

R-49473

Section: Little Nestucca River-Neskowin

Highway: Oregon Coast

County: Tillamook

G

4-20-81

REPORT OF TRIAL OTHER CASES
STATE DEFENDANT

<u>Plaintiff</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
Bert Brown	Personal Injury	\$100,000	State Dismissed

L-7865
County: Multnomah

4-20-81

REPORT OF SETTLEMENT OR DISPOSITION
OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
State	Henry J. Albrecht	Condemnation	*
L-7830 R-50210 Section: N. Tigard Int.-S. Tigard Int. Highway: Pacific County: Multnomah			
* Defendants signed a warranty deed.			
State	Maurice Hall	Suit to Enjoin Defendants	Allow Survey Crew on Property
L-7935 County: Umatilla			
Disposed of by: Defendants allowed crew to take survey on their property.			
Debbie Jean	State	Negligence	\$500
L-7814 County: Marion			
Disposed of by: Claim paid.			
Richard Loveland	State	Personal Injury	\$187,000
L-7698 County: Multnomah			
Disposed of by: State's contractor accepted tender of defense of State.			
William Wilson	State	Property Damage	\$15,000
L-7869 County: Union			
Disposed of by: State dismissed as a party defendant.			

4-20-81

REPORT OF SETTLEMENT OR DISPOSITION
OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
Jesse Kennedy L-7779 County: Union	State	Personal Injury	\$175,000
Disposed of by: State dismissed on summary judgment was covered by Worker's Comp.			
Luther Camp L-7623 County: Multnomah	State	Personal Injury	\$25,771.24
Disposed of by: Settled by liability fund.			
N. Santiam Paving L-7867 County: Linn	State	Contractor's Claim	\$19,630
Disposed of by: Settled for \$10,500.			
State L-7510 County: Clackamas	Dillon	Damage to Guardrail	\$1,584.17
Counterclaim \$5,839.30 for Negligence			
Disposed of by: Complaint dismissed in return for dismissal of counterclaim.			
Cox L-7700 R-49417 County: Harney	State	Tort & Suit in Equity	\$150,000 + cancel easement
Disposed of by: Suit dismissed without cost.			

G

4-20-81

REPORT OF SETTLEMENT OR DISPOSITION
OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
Chevron USA Inc. L-7854 County: Court of Appeals	State	Petition for review of rule	Invalidate Rule
Disposed of by: Court of Appeals found rule conflicted with ORS 293.660 and invalidated rule.			
Slaughter L-7743 & 7744 County: Marion	State	Negligence	\$80,404.00
Disposed of by: Settled both claims for \$7,500.00.			
Howser L-7776 County: Klamath	State	Antitrust Inverse Condemnation	Injunction & Damages
Disposed of by: Case dismissed.			
State L-7926 County: Marion	Castillo	Property Damage	\$655. + atty. fees & costs
Disposed of by: Defendant is living out of state, uneconomic to collect a judgment.			

REPORT OF CONDEMNATION CASES SETTLED

<u>Defendant</u>	<u>State's Offer</u>	<u>State's Highest Appraisal</u>	<u>Amount of Settlement</u>
M. J. Waske	\$5,800.	\$8,400.	\$15,277.00

L-7665
R-49325

Section: Battlecreek - Talbot Road
Highway: Pacific
County: Marion

Henry Albrecht

L-7830
R-50210

Section: N. Tigard Int.-S. Tigard Int.
Highway: Pacific
County: Multnomah

* Settled by Right of Way

H

4-20-81

MARCH 25, 1981

TO: Oregon Transportation Commission
SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On MARCH 27, 1981, \$ 2,734,437.09 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of FEBRUARY, 1981.

On MARCH 31, 1981, \$ 1,658,101.61 (12.17% of the Highway Fund) was distributed to the cities for the month of FEBRUARY, 1981.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 25TH day of MARCH, 1981

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: F. B. Klaboe
John Earley - Att.

May 19, 1981
Salem, Oregon

The Oregon Transportation Commission met in Room 122, Transportation Building, Salem, at 10 a.m. Notice of the meeting had been made by press release to the newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
B. Gordon Coleman, Member
Peter Brix, Member
Michael Hollern, Member
Fred Klaboe, Director of Transportation
Jack Sollis, Chief Counsel
Fred Miller, Assistant Director for Administration
George Bell, Assistant Director for Intergovernmental and Public Affairs
Dave Moomaw, Administrator of Motor Vehicles Division
Paul Burket, Administrator of Aeronautics Division
Dennis Moore, Administrator of Public Transit Division
H. S. Coulter, State Highway Engineer
Larry Rulien, Executive Assistant to State Highway Engineer
Dave Talbot, Administrator of Parks and Recreation Division
Bob Bothman, Administrator, Metropolitan Branch
E. S. Hunter, Assistant State Highway Engineer, Technical Services Branch
Robert Schroeder, Assistant State Highway Engineer, Maintenance Branch
Dave Moehring, Assistant State Highway Engineer, Project Management Branch
Joe Christian, Manager, ODOT Finance Branch
Dave Wilken, Federal Highway Administration
Robert W. Gormsen, Manager, Commission Services

There were other staff members present.

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the April 20, 1981, Commission meeting.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2710" on file in Commission's files, Salem.)
- 3) Request from Mr. T. E. Buck Coe for temporary placement (approximately 6 months) of a mobile home within the Deschutes River Scenic Waterway in Wasco County. (Approval subject to stipulations outlined in Mr. Talbot's letter of May 1, 1981, to the Commission.)

(Continued)

- 4) Request from Robert E. and Jean E. Smith for placement of a single-wide mobile home within the Rogue River Scenic Waterway in Josephine County. (Approval subject to stipulations outlined in Mr. Talbot's letter of May 8, 1981, to the Commission.)
- 5) Adopted survey on the Polallie Creek-Dog River Section of the Mt. Hood Highway in Hood River County. This is a portion of the Emergency Relief Project caused by the washout of the Mt. Hood Highway in December, 1980. ("Highway Corridor and Design Resolution No. 436" on file in Commission's files, Salem.)
- 6) Adopted resolution redesignating a portion of the Rogue River Loop Highway, State Secondary Highway No. 260, from "G" Street over a new connection and one-way couplet on "E", "F" and 3rd Streets in the City of Grants Pass, Josephine County. The resolution also transfers to the City the jurisdiction, maintenance and control of the "G" Street alignment bypassed by the new construction. ("Secondary Highway Designation Resolution No. 83" on file in Commission's files, Salem.)
- 7) Authorized increases in project authorizations on the following contracts:
 - a) Contract No. 9219 for installation of air monitoring shelters on the Columbia River-Lake Road Section of the East Portland Freeway, Multnomah County, in the amount of \$24,807 (30.2% increase).
 - b) Contract No. 9115 for the Rock Creek Bridges on Keasey Road in Columbia County, in the amount of \$39,555 (6.5% increase).
 - c) Contract No. 9033 for the sewage disposal system at Deadmans Pass Safety Rest Area on the Old Oregon Trail in Umatilla County in the amount of \$29,690 (7.7% increase).
 - d) Contract No. 9118 for a sewage system project at the Valley of the Rogue State Park in Jackson County in the amount of \$19,700 (6.3% increase).
 - e) Contract No. 9086 on the N.E. Hancock Street-S.E. Yamhill Street Section of the East Portland Freeway in Multnomah County in the amount of \$383,175 (9.1% increase).
 - f) Contract No. 9119 on the West Interchange-Sellwood Bridge Section of Macadam Avenue in Multnomah County in the amount of \$108,609 (11.8% increase).

(Continued)

- g) Contract No. 9212 for the rock screen project at Mile Point 44.5 on the North Santiam Highway in Marion County in the amount of \$19,834 (19.2% increase).
- h) Contract No. 8692 on the Hillsboro/Silverton Highway at Oregon Way (Woodburn) in Marion County in the amount of \$24,100 (17.2% increase).
- 8) Subscription to the Research Correlation Service, Transportation Research Board, for fiscal year 1982 in the amount of \$31,600.
- 9) Obligated \$82,100 for On-the-Job Training and \$71,700 to Minority Business Enterprise Training. The objective of the supportive service funds is to provide meaningful training and recruitment of minority and women highway construction workers and minority-owned and women-owned businesses. To accomplish the desired training, it is necessary that this work be performed by the services of a consultant with expertise in this specialized field. Two separate requests for proposals will be developed and advertised to the consultant public. Authorized State Highway Engineer to sign the contracts when prepared.
- 10) Goals, policies and allocations for the Small City and Rural Area Transit Assistance Program during the 1981-83 biennium as follows:

1981-83

SMALL CITY AND RURAL AREA TRANSIT ASSISTANCE
SUMMARY OF PROPOSAL

Goals

- 1. To maintain existing public transportation service.
- 2. To distribute funds fairly to all areas of the state.
- 3. To insure that federal funds are used in addition to, and not as a substitute for, state and local funds.
- 4. To provide funds for capital equipment purchases.
- 5. To assist in the development and improvement of public transportation service.

Policies

- 1. Reserve funds from the Small City program for capital improvement projects.
- 2. Maintain the overall operating assistance portion of the Small City program at its current level.
- 3. Maintain the allocations for existing projects at their levels during the 1979-81 biennium.
- 4. Provide flexibility in the local use of program funds.
- 5. Redistribute unclaimed operating assistance funds annually to current or new transit operators.
- 6. Insure adequate coordination by contracting only with local governments.

(Continued)

Written delegated authority reports were mailed to the Commission prior to the meeting which show actions taken by the following officials on behalf of the Commission pursuant to its duly adopted delegated authority orders. (Exhibits are on file in the Commission's files in Salem.)

Chairman of Transportation Commission	Exhibit A
Director of Transportation	Exhibit B
State Highway Engineer	Exhibit C
Assistant State Highway Engineer	Exhibit D
Right of Way Manager	Exhibit E
State Parks Administrator	Exhibit F
Chief Counsel	Exhibit G
Highway Controller	Exhibit H
Public Transit Administrator	Exhibit I

Mr. Klaboe commented that the agreement with Ron Linton will expire on June 30, 1981. Mr. Linton represents Oregon in Washington, D. C. concerning Federal legislation. He recommended that his agreement be extended for an additional year at a cost of \$2,000 per month plus expenses dependent on the budget being approved by the Ways and Means Committee. The Commission unanimously approved the consultant agreement and authorized Mr. Klaboe to sign the necessary documents.

A resolution endorsing the conclusions on the Portland-Vancouver Interstate Transportation Bi-State Task Force had been previously mailed to the Commission. Mr. Klaboe recalled that in February 1980 Governor Atiyeh of Oregon and Governor Ray of Washington established a Bi-State Task Force to further "policy level cooperation in addressing the interstate transportation needs in the Portland-Vancouver metropolitan region." He said the Task Force has concluded its work and has requested that the policy bodies of all participating agencies adopt its findings. Essentially, the Task Force has concluded that a third highway bridge is not required in the foreseeable future and that the implementation of current highway proposals and transit, along with other lower cost improvements, will meet the transportation needs in the Portland-Vancouver corridor. The Commission unanimously adopted the resolution. (Copy of "Miscellaneous Resolution No. 268" on file in Commission's files, Salem.)

Mr. Klaboe said the Local Rail Service Assistance Funds from the Federal Railroad Administration have become available. He requested approval to apply for these funds in the amount of \$1,165,823 to improve the following three projects:

- a) City of Prineville Railway \$509,742 - the installation of used 100 pound rail and related hardware on four segments of track, totaling 4.6 miles.

(Continued)

- b) Port of Tillamook Bay Railroad \$304,002 - the replacement of ties on the Trask River Bridge and the main track from Tillamook to the industrial park. The 3.8 mile segment will also be resurfaced.
- c) Willamina and Grande Ronde Railroad \$296,564 - the installation of used 90 pound rail and related hardware on two segments of track, totaling 3.6 miles.

Mr. Klaboe said no State Funds will be used in the projects. It will be 75% Federal Funds and 25% Local Match. The Department will receive up to 5% for administration of the grant. The Commission unanimously granted authority to apply for the above funds.

The Commission confirmed the next meeting date for Thursday, June 18, 1981, in Salem and tentatively set the following date for Tuesday, July 21, 1981, in Salem.

Mr. Don Shaffer gave a report on the track event which was a part of the National Transportation Week celebration. He said more than 50 employees participated, including Vice Chairman Walsh, in the 10-kilometer run over the approved course. Ten female employees also participated. The best 5 times will be matched with other States who hold similar events. He presented to Vice Chairman Walsh a certificate commemorating his participation in the event. The Commission complimented Mr. Shaffer for his efforts.

Mr. Moore stated that the Division has received a capital grant request from the Rogue Valley Transportation District to allow the District to perform most of its own bus maintenance and operation functions. The purpose of the grant would be to purchase essential tools and equipment. This would be a one-time request for \$38,000 (Federal Funds \$30,400 and Local Funds \$7,200) that would be handled as an extension of the current grant agreement. The Commission unanimously approved the request.

Mr. Talbot presented the following two amendments to Delegation Order Number 26 which grants authority to him as State Parks Administrator:

Paragraph 30 is hereby added to Oregon Transportation Commission Delegation Order Number 26 to read as follows:

- 30) Take all steps necessary, either personally or through the Administrator's designate, to administer and submit to the Land Conservation and Development Commission proposals or plans to alter the Department's Willamette River Greenway Plan or any segment thereof.

(Continued)

Paragraph 31 is hereby added to Oregon Transportation Commission Delegation Order Number 26 to read as follows:

- 31) Approve and execute agreements with organizations, landowners, Federal agencies, other State agencies and local governments pursuant to carrying out the Department's responsibilities for scenic waterway management under ORS 390.805 to 390.925 and rules adopted pursuant thereto.

The Commission unanimously approved the two amendments.

Mr. Coulter said as a follow-up to the workshop at the April 20, 1981, Commission meeting, he had sent to the Commission on May 11, 1981, the proposal procedures for updating the Six-Year Highway Improvement Program. (Copy on file in Commission's files, Salem.) The letter also recommended projects for deferral and retention in the Six Year Program. He said there are indications that by the end of the construction season there may be a surplus of employees. He mentioned the availability of Federal funds and the current legislative process. He asked for the Commission's guidance on the procedures for updating the Six Year Program. The Commission unanimously approved the process as outlined in Mr. Coulter's letter of May 11, 1981. Mr. Coulter said a draft of the program would be put together for review at the July meeting, public review of the draft in August, and Commission review in September. At that time, an opportunity for the public to express their views to the Commission would be given and modifications would be made to the program with the Commission's adoption to occur at the following meeting.

Mr. Coulter explained that the scramble system at Center and High Streets in Salem had begun on April 27th and will end about May 29th. Mr. Coulter mentioned that traffic had backed up but less than anticipated. The results will be carefully analyzed by the State and the City of Salem and on the basis of the analysis, a recommendation to the Commission will be made.

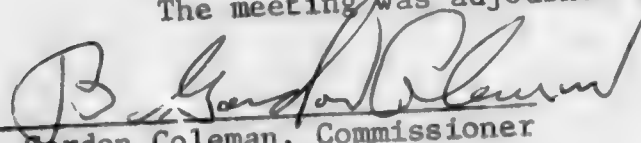
Mr. Coulter briefly reported on the happenings during National Transportation Week, which was celebrated throughout the United States between May 10 and May 16. The Department made public presentations in each of the regions. These consisted of displays and demonstrations all attempting to acquaint the public with the activities and services of the Transportation agencies. More than 32,000 Oregonians viewed the exhibits, which were in shopping centers throughout the State. An employee photo contest was part of the program and the photos were on display in the Conference Room in Salem.


Two retired employees, Leonard Lindas, formerly the Chief Counsel, and Cecil Head, formerly the Secretary to the Commission, were present as visitors at the meeting. Chairman Yturri thanked them for coming.

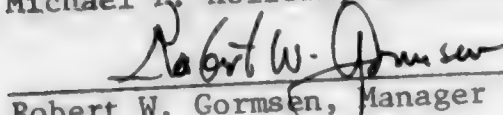
Commissioner Michael Hollern whose term expires June 30, 1981, has served the Commission for six years. He stated this will be his last meeting as he will be unable to attend the June meeting. He delivered some parting comments which are summarized as follows:

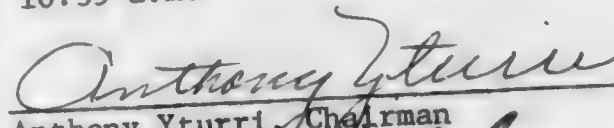
- 1) He appreciated the experience of having served as a Commissioner.
- 2) He complimented the staff for their competent and effective leadership, particularly Fred Klaboe.
- 3) He felt perhaps one of the shortcomings of the Department and the Commission was the inability to predict or project problems.
- 4) He felt the Commission had not reacted to its basic charter of creating a multi-modal transportation system for the State. He recognized, however, that this may be impossible because of the financial and economic changes and the legislative dealings.
- 5) He felt a better job could be done with contingency planning, particularly in regard to scarcer and more expensive energy.
- 6) He felt that the needs of the Department have not been adequately presented to the public. "Obviously, we have failed in virtually all of our efforts with the voters over the last six years."
- 7) He thanked the Commissioners, the staff and all the other people he worked with - "Because I truly feel that I have gained a great deal more from this whole experience than I have given. I really cherish the friendships and the relationships that I have developed over these years."

The meeting was adjourned at 10:35 a.m.

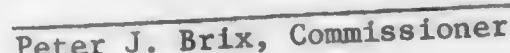

B. Gordon Coleman, Commissioner


Michael P. Hollern, Commissioner


Robert W. Gormsen, Manager
Commission Services


Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter J. Brix, Commissioner

May 19, 1981

- 4124 -

A

5-19-81

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved the actions listed below and report this action for your official records:

On March 10, 1981, approved an addendum to a land exchange agreement between the Department of Transportation and Willamette Industries, Inc., dated January 12, 1981, regarding Crabtree Valley Park in Linn County. The original agreement was basically an even exchange of land. The addendum provides that Willamette Industries will retain the timber harvest rights on 30.1 acres of their property. The timber is valued at \$383,000. Fifty percent of the money is to be paid directly to Linn County as compensation for lost tax revenue and 50% will be paid to State Parks Recreation Division to be used for development of Crabtree Valley Park.

On April 6, 1981, approved an agreement between the State Parks and Recreation Division and Tillamook County for construction of a beach access ramp for the launching of small craft on the ocean shore at Cape Kiwanda. The maximum construction costs of the ramp project are estimated at \$60,000--to be shared equally between Parks and the County. Parks will supervise and administer the design and construction of the ramp and the County will be responsible and liable for the maintenance and operation.

Dated this 18 day of April, 1981

APPROVED

STATE HIGHWAY ENGINEER

DATE: 4/19/81

Anthony Yturri
Anthony Yturri, Chairman

Oregon Transportation Commission

TO: Oregon Transportation Commission

A

5-19-81

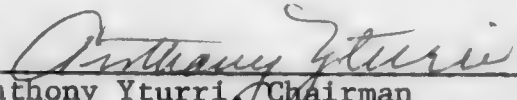
SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50868	Mowry, Frank & Margaret	\$ 25,000.00
51262	Nelson, Ralph & Dora E.	100.00
51425	Briggs, Alvin D. & Norma E.	2,885.00
51435	Schmale, Jessie	47,500.00
51486	Robinson, Willis Dean	460.00
51504	Bowles, Gary R.	370.00
51694	Gregory L. Barton & James E. Roundtree	-0-
	7 Transactions	\$ 76,315.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 18 day of April, 1981


Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED


STATE HIGHWAY ENGINEER

DATE: 4/14/81

TO: Oregon Transportation Commission

MINUTES OF APRIL 15-19-81

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
48983	Glasco, Inc.	\$ 3,126.00
51121	Tracy, Wayne L. & Mary M. et al	550.00
51385	Hupfer, William W. & Mary E.	47,150.00
51483	Womack, Morris L. & Patricia A.	5,250.00
	4 Transactions	<u>\$ 56,076.00</u>

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 23 day of April, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED
H. S. Oullette
STATE HIGHWAY ENGINEER
Date 4/17/81

TO: Oregon Transportation Commission

A
MINUTES OF 5-19-81

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
47542	Burlington Northern, Inc.	\$ 300.00
48824	Division of State Lands	--
51092	Hagg, Leo C. & Ethel Olive	-0-
51093	Del I. Moyer & Stephen D. Moyer	825.00
51107	Rozema, Bert M. & Linis V.	17,525.00
51108	Traner, Clysta	625.00
51240	Vidondo, Nicholas C. & Joann	13,500.00
51855	Upland Industries Corp.	1,220.00
	8 Transactions	\$ 33,995.00

(2) Contract with the Multnomah-Washington CETA Consortium for a youth employment program at Tryon Creek State Park, McIver State Park and Virginia Lake-Willamette Greenway. The work program will include three projects: 1) Building a pole shelter for environmental education purposes at Virginia Lake-Willamette Greenway area; 2) Building a stone bridge in Tryon Creek State Park; 3) Building a 200-foot catwalk and one-half mile trail at Virginia Lake-Willamette Greenway area. The Consortium is the fiscal manager of funds and programs pursuant to the Comprehensive Employment and Training Act of 1973. The cost shall not exceed a total of \$8,546 (total CETA obligation). This is a four-month project beginning February 12, 1981, and ending June 5, 1981. (Parks)

(3) Worksite agreement with Umpqua Training & Employment Program, Inc., that will employ 15 youths in the Roseburg vicinity between June 15, 1981 and August 17, 1981, in landscaped areas and Safety Rest Areas. (Personnel)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 27 day of April, 1981

APPROVED

H. S. Ouellet
STATE HIGHWAY ENGINEER

Date

4/29/81

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

- 4128 -

TO: Oregon Transportation Commission
SUBJECT: Report of Confirmation of Action Taken Under Delegated Authority

5-19-81

No. 1 Project Columbia River Br.-SE Powell Blvd. Contract No. 9277
Type of Work Grade, Treated Base & Structure F.A. Proj. No. I-205-7(79)308
County Multnomah Highway East Portland Freeway
No. of Bidders 13 Low Bidder MOCON CORPORATION, Salem
Low Bid \$ 6,860,038.25 "A"

Engineer's Recommendation: Award to low bidder, pending MBE review, subject to concurrence of the FHWA.

2nd Bidder: Hamilton Constr. Co. & Copenhagen
Util. & Const., Inc., JV Alt. A - \$6,947,152.52
3rd Bidder: R. A. Hatch Co. Alt. A - \$7,292,599.00

No. 2 Project Dewey Ave. U.P.R.R. U'Xing (Baker) Contract No. 9278
Type of Work Bicycle Ramp F.A. Proj. No. State
County Baker Highway Baker-Unity
No. of Bidders 4 Low Bidder Douglas S. Coats, Inc., Bend
Low Bid \$ 86,077.00

Engineer's Recommendations: Award to low bidder.

No. 3 Project Crater Lake Hwy. @ Lake of the Wood Hwy.,
Avenue "G" and Linn Road Sections Contract No. 9279
Type of Work Traffic Signal Installation F.A. Proj. No. F-13(9)
& HES-13(6)
County Jackson Highway Crater Lake
No. of Bidders 6 Low Bidder Steeck Electric Co., Medford
Low Bid \$ 178,790.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA and \$13,500.00 is deposited by the Lakewood Development Associates..

On April 14, 1981, I accepted the State Highway Engineer's recommendation for award of the above projects on which bids were received April 9, 1981, and authorized him to sign the contracts when conditions for the awards have been met. On Job 1 if the low bidder fails to meet MBE requirements, award will be made to next lowest bidder pending MBE review and cost justification.

Dated this 8 day of May, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission
- 4129 -

5-19-81

COM 4

TO: Oregon Transportation Commission

SUBJECT: Report of Confirmation of Telephone Actions Taken
Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the following action and report this action for your official records:

- (1) Option from H. A. Anderson, for the Willamette River-I-205 Section of the Columbia River Highway in Multnomah County. Consideration \$1,550,000.00. Approved April 24, 1981. File 50950.
- (2) Option from Nicholas C. & Joann Vidondo, for the Austin Junction Section of the Whitney Highway in Grant County. Consideration \$13,500.00. Approved April 28, 1981. File 51240.

Dated this 8 day of May, 1981.

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 5/1/81

EXHIBIT A
MINUTES OF 5-19-81

TO: Oregon Transportation Commission


SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50675	Smith, Michael V. & Josephine Smith	\$ 4,100.00
51250	Kinningham, Dorothy Reaney	83,200.00
51252	Hauck, Ben	161,173.00
51294	Wilson, Kenneth J.	46,200.00
51367	Landex Development Corporation	31,350.00
51397	Shadowbrook Mobile Home Community et al	100.00
51423	Uney, Harold et al	88,200.00
51484	Shrake, Richard C.	8,425.00
51537	Sam L. and Carley Wilkins Jr.	2,400.00
51934	Lincoln Savings & Loan Association	-0-
	10 Transactions	\$ 425,148.00

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 8 day of May, 1981



Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

STATE HIGHWAY ENGINEER
Date 5/1/81

B 9-81

5-19-81


TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved the action listed below and report it for your official records:

- 1) On March 9, 1981, signed Extension Letter of Agreement between the Oregon Department of Transportation and the Oregon Department of Energy extending period of performance on Statewide Rideshare Program from March 2, 1981 through June 30, 1981.

Dated this 7th day of May, 1981.


F. B. Klaboe, Director of Transportation

5-5-81
fn

5-19-81


TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Traffic signal installation on the Green Springs Highway at Walker Avenue in Ashland, Jackson County. Bids received March 26, 1981. Contract No. 9271 awarded April 20, 1981, to Steeck Electric Company, Medford, at \$46,432.
- 2) Work on McLeod Lane Northeast-Oregon Electric Railroad Section of FAU 1830 in Marion County. Bids received March 26, 1981. Contract No. 9274 awarded April 8, 1981, to Comco Construction, Oregon Limited, dba Salem Road & Driveway, Salem, at \$193,977.12.
- 3) Work on the Columbia River Bridge-S.E. Powell Boulevard Section of the East Portland Freeway in Multnomah County. Bids received April 9, 1981. Contract No. 9277 awarded April 15, 1981, to MOCON Corporation, Salem, at \$6,860,038.25 (Alternate A).
- 4) Traffic signal installation on the Crater Lake Highway at Lake of the Woods Highway, Avenue "G" and Linn Road in Jackson County. Bids received April 9, 1981. Contract No. 9279 awarded April 27, 1981, to Steeck Electric Co., Medford, at \$178,790.

Dated this 11 day of May, 1981


H. S. Coulter
State Highway Engineer

5-19-81

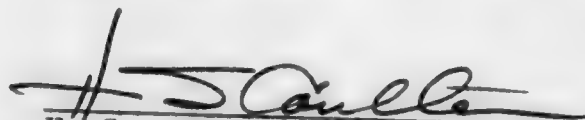
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On April 30, 1981, approved a professional services contract with Oregon Bridge Engineering Corporation (OBEC) for expert engineering observation of the conditions at the Hood River Bridge (East City Limits of Hood River, Oregon) Hood River County, relating to State Highway Contract No. 9228, at a cost of \$435.

Dated this 11 day of May, 1981


H. S. Coulter
State Highway Engineer

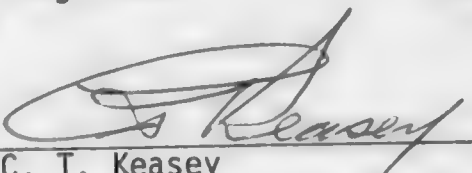
5-19-81

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under authority delegated to me to accept contracts completed according to specifications, I accepted the following:

<u>Contractor and Contract No.</u>	<u>Section and County</u>	<u>Acceptance Date</u>
Cascade Const. Co., Inc. No. 9164	Troutdale-Sandy River Br. Multnomah County	April 10, 1981
Morse Bros., Inc. No. 9076	Grand Ronde-Wallace Bridge Polk County	April 10, 1981
Hamilton Electric, Inc. No. 8849	SW 20th St. @ SW Court Pl. (Pendleton) Umatilla County	April 13, 1981
Dirt & Aggregate Inter- change, Inc. No. 9182	SE Powell Blvd. Parking Lots "A" & "B" Multnomah County	April 13, 1981
Don Haisch Const., Inc. No. 9093	Banfield Interchange Multnomah County	April 15, 1981
C. H. Stinson, Inc. No. 9060	Maupin-Sherman Hwy. Jct. Wasco County	April 15, 1981
Fabricators, Inc. No. 9003	Black Canyon Cr.-Harper Jct. Malheur County	April 21, 1981
Poe Asphalt Paving, Inc. No. 9117	Ritter Jct.-Long Creek Grant County	April 28, 1981

May 7, 1981


C. T. Keasey
Asst. State Highway Engineer

5-19-81

COM 4

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority from the Oregon Transportation Commission authorizing the making of formal offers to purchase real property in preparation for condemnation (Delegation Order No. 16, Sub. 46), I approved making the following offers in accordance with this authority for and on behalf of the Commission:

EAST PORTLAND FREEWAY-ROCK CREEK CORNER SECTION, CLACKAMAS HIGHWAY-
CLACKAMAS COUNTY

R-51363 - Iva Skoko. 15,600 square feet for right of way purposes. Offer \$28,900.00.

R-51370 - Sam R. Malfo et al. 7,680 square feet for right of way purposes. Offer \$23,975.00.

R-51371 - Tony Gene Sofich et al. 4,170 square feet for right of way purposes. Offer \$9,600.00.

R-51372 - Gordon R. Dobbin et al. 7,740 square feet for right of way purposes. Offer \$17,850.00.

R-51377 - Alfred L. Haberlach et al. 6,370 square feet for right of way purposes. Offer \$17,750.00.

R-51378 - Roy Freeman McGinnis et al. 4,630 square feet for right of way purposes. Offer \$11,100.00.

GREELEY AVENUE/I-5 SECTION, PACIFIC HIGHWAY - MULTNOMAH COUNTY

R-50748 - Portland Central Equipment Co. et al. Parcel 1: 13,807 square feet; Parcel 2: 8,522 square feet, both for right of way purposes. Offer \$326,500.00.

R-51689 - John W. Roberts et al. Access rights only. Offer \$11,000.00.

Dated this 11 day of May, 1981.


J. B. BOYD, Right of Way Manager

RE: Report of Offers Tendered - 8

5-19-81

COM 4

May 1981

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Sale of 1.07 acres excess property on the N. Unit, Pendleton-Pilot Rock Section of the Pendleton John Day Hwy. in Umatilla County for a minimum consideration of \$29,355. Approved April 9, 1981. Files 13006, 7 (23-43).
- (2) Sale of 0.08 acre excess property on the Ross Island Br.-52nd Avenue Section of the Mt. Hood Hwy. in Multnomah County for a minimum consideration of \$45,300.00. Approved April 17, 1981. File 49547 (23-43).
- (3) Extension of Permit with Burlington Northern for a detour at Woodson Slide on the Columbia River Hwy. in Clatsop County. Approved April 20, 1981. RR 979. File 47542 (23-50).
- (4) Right of Way Services Agreement with the Dept. of General Services for property on the Capitol Mall in Salem, Marion County. Approved April 21, 1981. Misc. C & A 7498, Agr. 182 (23-45).
- (5) Sale of 1.3 acres excess property on the Cottonwood Canyon-Hwy. Cr. Section of the Wasco-Heppner Hwy. in Gilliam County for a minimum consideration of \$500. Approved April 21, 1981. File 16750 (23-43).
- (6) Sale of 0.05 acre excess property on the S.E. Hinkley-Lake Road Section of the East Portland Freeway in Clackamas County for a minimum consideration of \$900. Approved April 22, 1981. File 42680 (23-43).
- (7) Dedication to the City of Portland 0.0263 acre excess property on the Marquam Br.-S.E. 84th Avenue Section of the Mt. Hood Freeway for street purposes. The cost is \$4,470 and the adjacent owner will pay State half of this and the costs for street improvements. Approved April 23, 1981. File 44262 (23-43).
- (8) Agreement with O.W.R.R. & N. Co. for a wire line crossing to a traffic signal project at N.E. Sandy Blvd. and 158th Avenue in Multnomah County. Approved April 23, 1981. RR 1065 (23-50).

5-19-81

Report of May, 1981 (cont.)

- (9) Agreement with O.W.R.R. & N. Co. for a pipeline near the Boardman Safety Rest Area in Morrow County. Approved April 27, 1981. RR 1066 (23-50).
- (10) Right of Way Service Agreement with Clackamas County for the Clackamas Highway-North City Limits (Gladstone) Section of Webster Road in Clackamas County. Approved April 27, 1981. Misc. C & A 6940. Agr. 183 (23-45).
- (11) Service Contract with Union Pacific Railroad for grade crossing protection devices at Airport Road (Pierce Lane) in Union County. Approved May 5, 1981. RR 978 (23-50).
- (12) Service Contract with Southern Pacific Transportation Co. for grade crossing protection devices at Tile Road (Salem) in Marion County. Approved May 5, 1981. RR 1067 (23-50).
- (13) Sale of 0.58 acre excess property valued at \$31,580 for use as exchange with File 51832 on the Swalley Canal-McKenzie Bend Interchange Section of the The Dalles-California Hwy. in Deschutes County. Approved May 6, 1981. File 284 (23-43).

Dated this 8 day of May, 1981.


J. B. BOYD, Right of Way Manager

JBB:aj

RECEIVED
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5-19-81

COM 4

May 1981

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Agreement with Union Pacific Railroad Co. for a re-alignment of Airport Rd. (Pierce Lane) and the LaGrande-Baker Hwy. near Lone Tree, Union County. Approved May 4, 1981. RR 1068 (23-50).

Dated this 8 day of May, 1981.


Rod Henry, Assistant Right of Way Manager

RH:aj

F
5-19-81

TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On April 1, 1981, approved George Deese's request to construct a single family dwelling within the Clackamas River Scenic Waterway in Clackamas County.

An April 3, 1981, approved a Marina Concession Lease with Lost Creek Lake Marina, Inc., at Joseph Stewart State Park. Lessee shall pay State 10% of gross receipts for State-supplied moorages and 3% of gross receipts for rental of any additional moorages built by Lessee.

On April 8, 1981, approved Richard Clarke's request to select cut and clear up woods within the Clackamas River Scenic Waterway in Clackamas County.

On April 8, 1981, approved Elmore Mostul's request to remove approximately 30 cottonwood trees within the Clackamas River Scenic Waterway in Clackamas County.

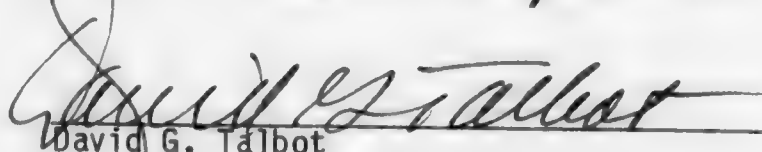
On April 15, 1981, approved Buck Coe's request to construct a single family dwelling within the Deschutes River Scenic Waterway in Wasco County.

On April 15, 1981, approved a Maintenance and Administration Agreement with John Chaney, Clackamas County, for Ervin Carothers, in the amount of \$10,000.

On April 17, 1981, approved a Cultural Resources Survey and Inventory Project Agreement with the City of Portland, Multnomah County, for the Portland Survey, in the amount of \$14,307.

On April 22, 1981, approved Frank Shindler's request to construct a single family dwelling within the Rogue River Scenic Waterway in Curry County.

Dated this 29 day of April



David G. Talbot
State Parks Administrator

DGT/dmf

Report of Cases Filed by and against the Department of Transportation:

L-7979 City of Eugene v. Leibreich et al (Highway Commission) L-7980 City of Eugene v. Lindly (Highway Commission) et al: These two cases involve condemnation proceedings instituted by the City of Eugene and involve some interest of the Highway Commission in an access control document recorded back in the early 60's. The matter has been referred to the Attorney General's office to handle the matter for the Highway Division.

L-7982 Dan F. Johnson v. Willard Wang, Defendant and Third Party Plaintiff v. State of Oregon and Cascade Construction Company. The plaintiff was involved in an accident on September 23, 1980 with the defendant on northeast Union Avenue. The defendant, Willard Wang, has named the State of Oregon and Cascade Construction Company as third party defendants and alleged negligence in the failure to erect warning signs and maintain warning devices, indicating that the motorist should change lanes. The defendant, Willard Wang, is seeking indemnification from the State and Cascade Construction for any damages he might be found liable for to the plaintiff, Dan F. Johnson. The matter has been referred to the Attorney General's office for the defense of the State.

L-7983 Lewis Chike, dba Custom Auto Trim v. State of Oregon and City of Salem. This is a lawsuit relating to a street closure. The plaintiff is the owner of property in block one of the City of Salem, which is next to the Center Street Bridge. The plaintiff is alleging the closing of the roadway adjacent to the Center Street Bridge has damaged his property in the amount of \$15,000.00. The matter has been referred to the Attorney General's office for the defense of the State.

5-19-81

LEG.26

6-81

REPORT OF SETTLEMENT OR DISPOSITION
OF CASES OTHER THAN CONDEMNATION

<u>Plaintiff</u>	<u>Defendant</u>	<u>Cause of Action</u>	<u>Demand of Plaintiff</u>
State	Dale Damewood	Property Damage	\$169.21
L-7709 County: Marion			
Disposed of by: Judgment taken, license suspended			
State	Kyle Gene Nelson	Property Damage	\$508.93
L-7968 County: Coos			
Disposed of by: Judgment on Confession			
State	Jeanette Dunlap	Post, Guardrail	\$423.38
L-7824 County: Benton			
Disposed of by: Paid in full			
State	Norma Fay Smith	Guardrail	\$137.02
L-7843 County: Coos			
Disposed of by: Paid in full			

5-19-81

REPORT OF CONDEMNATION CASES TRIED

<u>Defendant</u>	State's Highest written offer made more than 30 days prior to trial	State's Highest Testimony at trial	Defend- ant's lowest demand	<u>Verdict</u>
Belterra Co.	\$18,400	\$18,400	\$18,400	None

L-7879

R-50496

Section: N.E. Alameda-Garden Valley

Highway: Oakland-Shady

County: Douglas

Remarks: Default Judgment

G

5-19-81

LEG.23

6-81

REPORT OF TRIAL OTHER CASES
STATE DEFENDANT

<u>Plaintiff</u>	<u>Cause of Action</u>	<u>Demands of Plaintiff</u>	<u>Verdict or Judgment</u>
Sunset Coating	Contractor Claim	\$125,968.71	\$110,000.

L-7787

County: Multnomah

Remarks: See attached report.

5-19-81

Report of Trial
Sunset Coatings Co. v. State (DOT)
Multnomah Co. No. A7912-05814 (L-7787)

This case was tried in Multnomah County beginning on February 10, 1981 and continuing through February 27, 1981. The verdict was \$110,000 for the plaintiff and against the State on its counterclaim. The trial judge was Phillip J. Roth. This was the first case tried by this particular jury which consisted of ten women and two men.

This case arose from a contract dispute involving the maintenance painting of the Harrisburg Bridge on Old Pacific Highway, 99-E. The contract required the plaintiff contractor to sandblast all steel surfaces to a "commercial blast." The contract adopted the Steel Structural Painting Counsel's (SSPC) definition of commercial blast. The paint system with a five-coat red lead system. Each coat was to be measured prior to the application of the succeeding coat. The thicknesses of prior coats was not to be considered in the succeeding measurements.

Sunset Coatings (Sunset) completed approximately one-half of the work. Sunset complained that it had spent all of the money projected for the project in completing the first half of the work. Sunset complained that it was required to sand blast beyond the specifications to a "near-white" or "white" sandblast. Sunset further complained that it was required to apply quantities of paint exceeding contract requirements. After meetings with the State, Sunset refused to return to the job and the State terminated the contract.

Bids were taken for the completion of the work. The low bidder bid \$170,000. The State had an engineer's estimate of \$108,700 to complete the work but rejected the bids as being too high. A bridge maintenance crew was assigned to the completion of the painting work. The crew was experienced with sandblasting and painting but had not previously cleaned and painted an entire bridge. The State was also organizing a new four-man paint crew to work in the Astoria area. That crew was also assigned to Harrisburg for training purposes. As a result, the job was overstaffed and inefficiencies resulted. After deducting \$40,000 for the training of the Astoria crew, it cost the State approximately \$200,000 to complete the work. The cost-overflow proved to be very embarrassing at trial time and contributed to the adverse verdict. The plaintiff argued that it cost Sunset twice as much as estimated to paint its half of the bridge, and that the State also spent twice its estimate for its half.

Plaintiff's principal points at trial were

(1) The State's inspector was inexperienced and very rigid in his inspection practices and that he had required performance beyond the specifications.

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Report of Trial
Sunset Coatings Co. v. State (DOT)
Page Two

(2) That the contract was ambiguous and didn't require measurement of each coat prior to the application of the next coat. Sunset claimed that as a result, they were required to put on about twice as much paint as required by the specifications.

This was the first paint inspection job for the State's inspector. He is a capable young man who had worked for the Department about seven years, performing various duties including the inspection of other types of materials and contractor performances. He had also worked in the State's material lab, but had non-paint related duties.

Prior to his employment by the State, he had had five-years' experience as a quality control inspector with a chemical company that served the space program. His paint inspection experiences came from a two-day course conducted by the State's very experienced chief inspector. He also had numerous discussions with the chief inspector during the time this job was being set up.

The resident engineer had a broad general experience mostly as a bridge resident engineer and had some experience with bridge painting several years prior to this job. The region maintenance engineer had also little experience with bridge maintenance painting. Both engineers are very capable and for practical purposes, the relative lack of direct experience with bridge maintenance painting had little to do with the problems on the job. However, the plaintiff scored some points in this area, and probably convinced the jury that we had not properly supervised an inexperienced employee.

The Harrisburg Bridge was very difficult to sandblast and paint because of the nature of its construction. Sunset did in fact achieve a near-white sandblast in numerous areas. In fact, the contractor was advised by the chief inspector on a trip to the job that some of the areas were beyond the requirements by the State. We testified through staff people and a consultant that on this type of bridge when the difficult areas are sandblasted to a commercial blast finish, it is almost inevitable that some adjacent areas are blasted to a "near-white" finish. Our testimony was that the inspection was rigid but not beyond specifications.

The issues involving the application of the paint were the most difficult at trial. Each coat required a one and one-half mil minimum thickness. Seven and one-half mils is a theoretical but not practical minimum under the specifications. Where the contractor applied five coats, the milage ranged from 12 to 18 mils.

Report of Trial
Sunset Coatings Co. v. State (DOT)
Page Three

The court ruled that the paint measurement specifications were ambiguous and allowed the plaintiff to present testimony that custom and usage dictated only two measurements of the paint, the first after the application of the three base coats, and second, after the application of the two finish coats. The court then allowed testimony that the State on a subsequent job had revised the specifications to provide for only two measurements in a five-coat system. The court also allowed another contractor to testify to a meeting between the State engineers and several contractors from the painting industry. The contractors at that meeting had severely criticized the State's specifications and had labeled them unfair to the contractors. In my opinion, the specifications were not ambiguous and the testimony of custom and usage should not have been allowed in evidence. That testimony was very prejudicial to the State.

The court also allowed in evidence through Sunset's owner a booklet published by the Painting and Decorator's Counsel of America. That publication had a section on sand blasting that stated that it was twice as expensive to achieve a "near-white" blast as compared to a "commercial blast." That publication was hearsay and was admitted as direct evidence, rather than for impeachment purposes. Moreover, the blasting standards in the publication were never tied into the blasting specifications in the contract.

Unfortunately, the State in completing the painting encountered many of the same problems that the contractor did. The "near-white" blast was obtained in many of the areas on the bridge. The State also had a paint build-up in applying the five coats that almost equaled the 12-18 mils achieved by the contractor. We used the same inspector and the same specifications.

There was some friction between the paint foreman of the Astoria crew, who had been a paint inspector for 15 or 20 years, and the paint inspector. The plaintiff's last rebuttal witness was the president of the company who had submitted the \$170,000 low bid for the completion of the painting work. He testified among other things that the Astoria crew foreman had told him that the State was getting a "white blast" and was overrunning costs and that he was lucky that he did not get the job because the State's inspector "would have broken him." The foreman denied making the last statement. A diary entry confirmed the first two statements.

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Report of Trial
Sunset Coatings Co. v. State (DOT)
Page Four

There were numerous sub-issues involved in the trial. The issues outlined above are probably the cause of the adverse verdict against the State. In my opinion, the trial judge committed reversible error in his handling of the case. The principal error was the court's ruling that the paint measurement specifications were ambiguous. The evidence (garbage) admitted over strenuous and continuous objection to explain the ambiguity was most damaging and prejudicial. Allowing the painters and decorators counsel's publication in evidence was also a substantial error. In addition, the court committed several errors in instructing the jury as to the law.

A basic position of the State was that Sunset wrongfully abandoned the work and that the jury had to find that the State breached its contract prior to the abandonment before Sunset could recover. The court instructed on three or four of plaintiff's theories. One quantum merit theory allowed recovery without a finding that the State had breached its contract. I recommend that the State appeal the case. The notice should provide for a full transcript of the testimony. There were multiple objections to testimony that would probably reveal other assignments of error on evidentiary grounds.

Finally, I think the State would have a substantial chance of a much improved verdict on retrial. It would be difficult to duplicate the adverse circumstances encountered in this case. First, if the Court of Appeals rules that the contract terms are not ambiguous, much of the most adverse testimony would be eliminated. It is also very likely that a more balanced jury would be obtained, hopefully with a few other trials behind them prior to judging this one. Moreover, it is doubtful on retrial that the trial judge will be arrested for assaulting his wife and his wife's boyfriend during the middle of the trial.

The above report sets out the unfavorable elements that substantially contributed to the adverse verdict. The facts are not all adverse. Sunset Coatings had been in business only four or five years. Sunset Coatings had not had experience with the State of Oregon's specifications and with the complete blasting and repainting of a bridge of this type. Most of their experience was in the State of Washington with different blasting specifications on "spot-blast" jobs where only portions of the old paint are removed and recoated. The 23 year old son of the owner who was the job foreman had not had experience with this type of system. In my opinion, the verdict should be much lower on retrial, and with a few breaks the State could prevail on its counterclaim.

LESLIE B. HAMPTON
Assistant Attorney General

H

5-19-81

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On April 24, 1981, \$ 2,124,761.17 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of March, 1981.

On April 30, 1981, \$ 1,267,574.41 (12.17% of the Highway Fund) was distributed to the cities for the month of March, 1981.

(Lists of apportionments on file in Commission Files, Salem.)

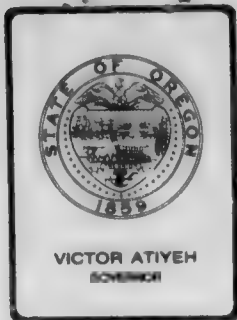
Dated this 22nd day of April, 1981

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: F. B. Klaboe
John Earley - Att.



I
5-19-81

Department of Transportation
PUBLIC TRANSIT DIVISION

TRANSPORTATION BUILDING, SALEM, OREGON 97310 PHONE 378-8201

March 27, 1981

In Reply Refer to
File No.:

MEMORANDUM

COM

TO: Oregon Transportation Commission
FROM: *Dennis H. Moore*
Dennis H. Moore, Administrator
Public Transit Division

SUBJECT: Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under its authority delegated to me to approve and sign contracts I have taken the following action since my last report to you.

1. Federal Highway Administration, Nonurbanized Area Operating Assistance Program, (Section 18). A federal program to provide operating assistance to transportation systems in Oregon.

A. City of Milton-Freewater	\$ 1,259	(September 16, 1980)
B. Hood River MCOG	\$ 7,312	(September 26, 1980)
C. Wasco County	\$ 7,922	(September 26, 1980)
D. Sherman County	\$ 3,600	(September 26, 1980)
E. City of Astoria	\$32,795	(September 14, 1980)
F. City of Corvallis	\$36,720	(September 14, 1980)
G. Union County	\$ 6,950	(September 14, 1980)
H. Baker County	\$ 5,000	(September 14, 1980)
I. Wallowa County	\$ 5,000	(September 14, 1980)
J. Yamhill County	\$22,412	(September 14, 1980)
K. City of Woodburn	\$24,926	(October 27, 1980)
L. Deschutes County	\$ 9,615	(October 15, 1980)
M. City of Astoria	\$32,795	(November 3, 1980)
N. City of Silverton	\$ 7,175	(November 3, 1980)
O. City of Coquille (supplemental agreement)	\$ 962.68	(November 3, 1980)
P. Coos-Curry Council of Governments	\$10,000	(December 3, 1980)
Q. Rogue Valley Transportation District (supplemental agreement)	\$80,838	(November 13, 1980)
R. Polk County	\$ 7,599	(January 23, 1981)

2. Federal Highway Administration, Nonurbanized Area Capital Assistance Program, (Section 18). A federal grant providing capital assistance to nonurbanized transit systems.

A. City of Milton-Freewater	\$ 8,741	(September 16, 1980)
B. Rogue Valley Transportation District (amendment)	\$12,202	(September 18, 1980)

Oregon Transportation Commission

March 27, 1981

Page 2

3. Urban Mass Transportation Administration, Section 16(b)(2).
A federal program for capital purchases of vehicles and equipment to be used in transporting elderly and handicapped persons.
 - A. Under the above federal program for elderly and handicapped capital equipment grants, agreements have been signed to purchase vehicles and auxiliary equipment such as wheelchair lifts and radio dispatching systems with the following organizations:
 - a. Yamhill County COA (September 16, 1980)
 - b. Sunrise Enterprises of Roseburg, Inc. (October 9, 1980)
 - c. Senior Citizens of Sweet Home (November 5, 1980)
 - d. Marion-Polk-Yamhill Council on Aging (November 14, 1980)
 - e. Mt. Angel Training Center (December 5, 1980)
 - f. Loaves and Fishes (February 10, 1981)
 - B. A contract with Urban Mass Transportation Administration to administer and disburse \$28,505 of FY 79 federal funds for the purchase of capital equipment to be used in transporting elderly and handicapped persons (July 31, 1980).
 - C. A contract with Urban Mass Transportation to administer and disburse \$376,876 of FY 80 federal funds for the purchase of capital equipment to be used in transporting elderly and handicapped persons (September 15, 1980).
 - D. A contract amendment with Urban Mass Transportation Administration to administer and disburse \$351,315 of FY 78 federal funds for the purchase of capital equipment to be used for transporting elderly and handicapped persons (October 30, 1980).
 - E. A contract amendment with Urban Mass Transportation Administration to administer and disburse \$201,265 of FY 77 federal funds for the purchase of capital equipment to be used in transporting elderly and handicapped persons (October 30, 1980).
4. A contract with the Urban Mass Transportation Administration for \$75,000 to continue a Technical Resource Program for transit planning assistance to smaller communities (September 19, 1980).

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Oregon Transportation Commission
March 27, 1981
Page 3

5. Intercity Public Transportation Systems. A state General Fund program appropriated to the Emergency Board for use in projects improving intercity travel in Oregon.
 - A. A contract with Petzold and Associates to transfer \$75,000 of marketing services to advertising and promotion for the Willamette Valley Rail Project.
 - B. An agreement with the City of Redmond to provide maintenance for shelters purchased under the intercity program (August 15, 1980).
 - C. An agreement with the City of Umatilla to provide maintenance for the shelter purchased under the intercity program.
6. Urbanized Area Capital Program. A state General Fund program to support transit projects in urbanized areas.
 - A. A joint agreement with Lane Transit District and Highway Division for Springfield Transit Station, \$14,400 (September 17, 1980).
7. Rural and Small City Operating Assistance. State General Funds provide operating assistance for small city transit systems.
 - A. City of Bend \$ 4,660 (September 14, 1980)
 - B. Rogue Valley Transportation District \$20,775 (November 13, 1980)
 - C. Polk County \$ 6,770 (January 23, 1981)
8. Urban Mass Transportation Administration, Section 5. A federal grant providing capital operating assistance to urbanized transit systems on a pass through basis.
 - A. An agreement with the Lane Transit District and Urban Mass Transportation Administration to allow Lane Transit District to receive \$867,392 in federal funds directly (January 28, 1981).

DHM:ag

cc: Fred B. Klaboe

June 4, 1981
Salem, Oregon

The Oregon Transportation Commission held a special telephone meeting at 9:30 a.m. originating in Room 135, Transportation Building, Salem. Notice of the meeting was made by press release to newspapers of general and local circulation throughout the State. The following persons were on the telephone at the locations given:

Anthony Yturri, Chairman, Ontario
Tom Walsh, Vice Chairman, Portland
Peter J. Brix, Member, Portland
F. B. Klaboe, Director of Transportation, Salem
George Bell, Assistant Director for Intergovernmental
and Public Affairs, Salem
Larry Rulien, Executive Assistant to State Highway
Engineer, Salem
David Talbot, Administrator of Parks and Recreation
Division, Salem
Paul Hatcher, Finance Branch, Salem
John Earley, Public Information Officer, Salem
Robert W. Gormsen, Manager, Commission Services, Salem

Mr. Klaboe stated to the Commission that Dave Talbot would explain the matter that required their consideration.

Mr. Talbot requested the Commission's approval to amend the Parks budget, at the request of the Governor, for a CETA grant that would allow 120 young people to work for 8 weeks in State park projects and U.S. Forest Service projects at four locations. The projects are located at McIver State Park near Estacada; Forest Service Parks at Gardiner, at Clackamas Lake and at Wyeth in the Columbia River Gorge.

The young people would range in age from 16 to 21 and would be paid the minimum wage. The project would be funded by 100% Federal funds.

Mr. Talbot said this amendment to the budget requires the Commission's approval as well as the approval of an agreement with the State Department of Human Resources, Employment Division, CETA Programs.

After a brief discussion, the Commission unanimously approved the request.

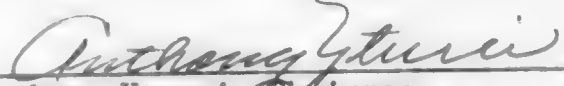
The meeting adjourned at 9:35 a.m.

B. Gordon Coleman, Commissioner

Michael P. Hollern, Commissioner



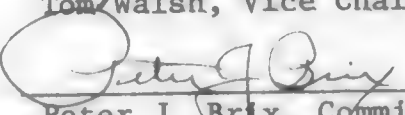
Robert W. Gormsen, Manager
Commission Services



Anthony Yturri, Chairman



Tom Walsh, Vice Chairman



Peter J. Brix, Commissioner

June 18, 1981
Salem, Oregon

The Oregon Transportation Commission met in Room 122, Transportation Building, Salem, at 10 a.m. Notice of the meeting had been made by press release to the newspapers of general and local circulation throughout the State. Present were:

Anthony Yturri, Chairman
Tom Walsh, Vice Chairman
B. Gordon Coleman, Member
Fred Miller, Assistant Director for Administration
George Bell, Assistant Director for Intergovernmental and Public Affairs
Jack Sollis, Chief Counsel
Dave Moomaw, Administrator of Motor Vehicles Division
Dennis Moore, Administrator of Public Transit Division
Dave Talbot, Administrator of Parks and Recreation Division
H. S. Coulter, State Highway Engineer
E. S. Hunter, Assistant State Highway Engineer, Technical Services Branch
David Moehring, Assistant State Highway Engineer, Project Management Branch
Robert Schroeder, Assistant State Highway Engineer, Maintenance Branch
Dale Wilken, Federal Highway Administration
Joe Christian, Manager, ODOT Finance Branch
Shirley Eads, State Travel Director
Robert Gormsen, Manager, Commission Services

There were other staff members present.

Chairman Yturri called on Mr. Ray Polani, Co-Chairman of the Committee for the Oregon Association of Railway Passengers. Mr. Polani said he was present to recommend that the Commission approve the request of the Public Transit Division that the Willamette Valley Rail Passenger Service be continued at least at the present level for the next biennium. (See page 4158 for presentation by Public Transit Division.) He presented a proposal in written form (see copy on file in Commission's files, Salem) for an Oregon State Surface Transportation System and said the continuation of the Willamette Valley Express was an absolute necessity. He said this proposed plan had been discussed with members of the Legislature and they have expressed an interest in the plan and have committed an analysis of it by a task force.

Mr. Kenneth McFarling addressed the Commission on the same subject and expressed his interest in the continuation of the rail service.

After much discussion, the Commission thanked both gentlemen for their presentations.

June 18, 1981

The Commission unanimously approved the following items on the consent calendar:

- 1) Minutes of the May 19, 1981, Commission meeting.
- 2) Adopted resolution declaring necessity of certain real property for public purposes and authorized condemnation. ("Real Property Condemnation Resolution No. 2711" on file in Commission's files, Salem.)
- 3) Continuation of DOT membership (24 members) in the American Public Works Association from May 1981 to May 1982 at a cost of \$720.
- 4) Abandoned nine damage claims in the amount of \$8,619.06 as follows:

<u>CAO No. & Name</u>	<u>Damage</u>	<u>Amount</u>
79-273 Charles E. Trembath	Bridge	\$650.83
80-67 Riverbend Construction Company	Testing aggregate	\$1,482.00
80-163 Duane Gray and Stanley Portnoy	Bridge	\$1,299.63
80-273 William Winterburn	Guardrail	\$673.85
80-430 Q & Q Salvage	Removal of wrecked vehicle	\$578.00
80-347 Harry Loveland	Shrubbery and foliage	\$576.94
80-354 Rollin C. Murray	Rock retaining wall	\$1,408.22
80-449 Concord Trucking Ltd.	Bridge and traffic control	\$1,106.02
81-5 Kerry W. Hendricks	Guardrail damage	\$843.57

- 5) Reappointed Donald T. Grubb, Dr. Kenneth Haevernick, Richard L. Kohnstamm and Chuck Hale to two-year terms on the Winter Recreation Advisory Committee, beginning July 1, 1981.

(continued next page)

- 6) Authorized contribution of \$2,500 in Federal Highway Planning and Research (HPR) funds on a nonmatching basis for a national pooled-funds study of Guidelines for Administrative Settlement of Contract Claims.
- 7) Request to add the following two Off-System structures to the Six-Year Highway Improvement Program at a cost of \$255,000. These structures are substitutes for two projects approved at the January 27, 1981, meeting. (Authorized State Highway Engineer to sign necessary agreements.)
 - a) Irrigation Canal (Bear Drive) Bridge, Jefferson County. (Canceled Irrigation Canal Bridge on County Road 732.)
 - b) Slick Rock Creek Bridge, Lincoln County. (Drift Creek North Bridge on Gorton Road canceled.)
- 8) Request to extend the limits of resurfacing Contract No. 9288 on The Dalles-California Highway south from Redmond in Deschutes County and authorized State Highway Engineer to sign necessary agreements. This extension would add 9.6% to the project authorization (\$72,725.03) but would still be 17% under original programmed amount.
- 9) Authorized increase in project authorization on the following contract:
 - a) Contract No. 9183 on the S.W. Bancroft Street-S.W. Sellwood Bridge Section of the Oswego Highway in Multnomah County in the amount of \$542,132 (13.7% increase).
- 10) Request to add a slide correction project on the Lower Columbia River Highway (US 30) in the City of Rainier, Columbia County, to Construction Program, and authorized State Highway Engineer to sign necessary agreements. The estimated cost of \$346,600 to be financed from Federal Aid Primary funds with State match of \$41,000.

Written delegated authority reports were mailed to the Commission prior to the meeting which show actions taken by the following officials on behalf of the Commission pursuant to its duly adopted delegated authority orders. (Exhibits are on file in the Commission's files in Salem.)

(Continued next page)

Chairman of the Transportation Commission	Exhibit A
Vice Chairman of Commission	Exhibit B
State Highway Engineer	Exhibit C
Assistant State Highway Engineer	Exhibit D
Right of Way Manager	Exhibit E
State Parks Administrator	Exhibit F
Highway Controller	Exhibit G

Fred Miller gave an update on the budgets being considered by the Legislature. The Aeronautics and Motor Vehicles Division's budgets have been approved and signed by the Governor. The other four budgets are approaching the final stages. The anticipated 10% legislative cut for general fund portions will very likely become a reality.

Mr. Bell reported on the progress and status of various bills which are of importance to the Department.

- 1) HB 3237 and HB 3241 - these are revenue bills and would increase the gasoline tax and weight mile tax. Both are in House Revenue Committee and are scheduled for a floor vote on July 6. The prospect for final passage is excellent.
- 2) Senate Bill 101, creating the Department of Travel and Cultural Industries, is scheduled for a work session on June 23. He felt the issue now seems to be to not create a separate Department but create a Division of Tourism in ODOT or a Division of Tourism in Economic Development. He felt one of those options will come out of that Committee.
- 3) There are 2 local option bills (HB 3069 and HB 2937) which would allow gasoline tax levies at a county level. The Committee appears to be opposed to passage.
- 4) The Parks personnel citation authority bill (HB 2046) has passed the House and is in Senate Transportation with subsequent referral to Senate Justice.
- 5) The Crabtree Valley Bill (HB 2297) has passed the House and is in Senate Transportation with work sessions scheduled.
- 6) HB 3273 requires ODOT to consult with Economic Development on transportation planning. The bill is in House Transportation. The Chairman felt this would delay planning and create a loss in efficiency.

Chairman Yturri commented that the Commission has taken no position on the Crabtree Valley Bill. He said it was a matter initiated by the Legislature and the Commission will carry out any programs the Legislature passes into law.

The Commission confirmed July 21, 1981, as the next meeting date. The August date will be set at the July meeting.

Mr. Moore requested approval for an agreement with Amtrak to extend the Willamette Valley Rail Project into the 1981-83 biennium and to authorize the Director to execute the necessary documents. He explained that the experimental rail passenger project is scheduled to run for 18 months but the original contract expires on June 30, 1981. He said it is necessary to amend Appendices I and III to extend the term of the agreement and to supplement the funding level of the original agreement. The amended agreement would obligate the State to a maximum of \$1,042,000 over a one-year period. He said it is the intent that the amended agreement would not be signed by the Director until the Legislature appropriates the necessary funds.

The Commission discussed this at great length. Commissioner Coleman, who rides the train frequently, was opposed to anything which would tend to put the Commission in a position of advocating extension of the service beyond the remaining 6 month's period, which would end the legislatively approved 18 month's trial period.

Vice Chairman Walsh wanted to know why an additional 6 month's extension period was necessary. Mr. Moore replied that the train's ridership now exceeds the goal when all three trains are considered. The Governor has money in his budget to carry the program through December.

Commissioner Coleman felt the train was not an economical unit as far as fuel saving is concerned. He related that on the train from Eugene to Salem that morning the train had carried 5 trainmen (2 conductors, 1 brakeman, 1 engineer and 1 porter). He estimated the train carried maybe 50 people as passengers. He said there is nothing efficient about the operation and it is very, very costly.

Commissioner Coleman moved that the request be denied. After much discussion, he changed his motion and the Commission unanimously voted to approve the request for a 6-month period, which will finish out the 18-month experiment, subject to review at that time, and authorized the Director to sign the necessary documents. Revised Appendix I and Revised Appendix III were later signed by the Director on July 1, 1981, with Amtrak (National Railroad Passenger Corporation).

Mr. Miller presented a request for a financial aid to municipalities program grant not to exceed \$3,250 to the City of Malin for a State-locally funded airport site study and airport layout plan for the Malin Airport. The total cost of the project is \$6,500 which will be accomplished for the City of Malin by a consultant. The Commission unanimously approved the request.

Mr. Talbot presented a request from Melvin Johansen and Ted Johansen to place single family dwellings and related buildings on their perspective lots within the Rogue River Scenic Waterway in Josephine County. He recommended that the Commission approve the request subject to stipulations in his letter to the Commission dated June 5, 1981. (Copy on file in Commission's files, Salem.) The Commission unanimously accepted Mr. Talbot's recommendation.

The Commission unanimously authorized the State Parks Administrator to sign an agreement with the Tualatin Hills Park and Recreation District to continue the State's commitment to assist in the purchase of the St. Mary's Wood Project near Beaverton in Washington County into the 1981-83 biennium at a cost of \$500,000, subject to Parks' satisfactory review of Exhibit A to the agreement.

Mr. Talbot presented to the Commission a temporary rule for their consideration concerning rules for extraordinary events at State Parks. He recalled the Vortex II event at Willamette Mission State Park which was held last year. The Commission unanimously adopted the temporary rule. (See "State Parks Rule No. 43I" on file Commission's files, Salem. Rule filed with the Secretary of State on June 26, 1981, and effective that date. Rule will be published in the Secretary of State's Administrative Rule Bulletin on July 15, 1981.)

Mr. Talbot also said that the \$1 fee for Park day use is now in operation and seems to be working well and not meeting with great opposition by the park users.

Mr. Coulter requested approval of an agreement with Western Aerial Corporation for airplane and aerial photography rental for the Highway Division covering the fiscal year 1982 in the approximate amount of \$46,000. This is regular aerial photography work needed in conjunction with proposed and construction projects throughout the State. As an example, he cited the work of the repairs to the Mt. Hood Highway. The Commission voted unanimous approval of the agreement.

Shirley Eads requested approval to proceed with selection of a contract advertising agency to design and place Oregon tourism advertising and perform other promotion and public relations services. She said the staff intends to recommend to the Committee that the proposal request include a provision that the agency securing the contract would provide funding in the amount of 10-15% of the contract amount. The total cost of the contract will be approximately \$750,000. The Commission voted unanimous approval.

Ms. Eads also reported on the tourist flow into the State. In general, it is very favorable.

She also commented on the closure of the Mt. Hood Loop Highway due to repairs to Highway 35 caused by the flood in the Polallie Creek area south of Hood River. She stated the Department is attempting to
(Continued next page)

notify motorists of the closure by news releases and providing maps of the alternate route permitting travelers to make a loop of Mt. Hood.

This being Commissioner Coleman's last meeting, he had a few parting remarks. (His term of office will end July 1, 1981.) He complimented each Division in the Department and the Director for their cooperation and competency. He pointed out that the Department has done a good job considering that the revenue structure had not been increased for several years. He pointed to the near completion of the interstate system and the significance of that great accomplishment. He was pleased with the progress of the Glenn Jackson Bridge. He said that he had seen a great deal of progress in the entire Department in the six years he has served as a Commission member.

Commissioner Coleman pointed out the great advantage of the white fog lines along the right hand side of the travel lanes, and he hoped that all primary and secondary highways could continue to be widened to accommodate these fog lines.

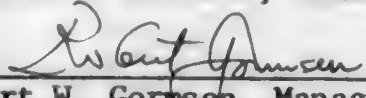
Fred Miller, on behalf of the staff, thanked Commissioner Coleman for his interest in the Department and for his support and leadership over the years.

Chairman Yturri thanked Commissioner Coleman on behalf of the Commission and for his faithful and dedicated participation over the last six years.

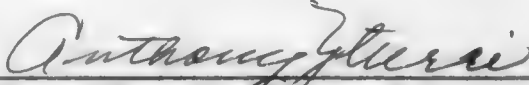
The meeting adjourned at 11:30 a.m.

B. Gordon Coleman, Commissioner


Michael P. Hollern, Commissioner




Robert W. Gornsen, Manager
Commission Services



Anthony Yturri, Chairman



Tom Walsh, Vice Chairman



Peter J. Brix, Commissioner

TO: Oregon Transportation Commission

A

6-18-81

SUBJECT: Report of Confirmation of Action Taken Under Delegated Authority

No. 1 Project Meacham Rock Production Contract No. 9280
Type of Work Rock Production F.A. Proj. No. State
County Umatilla & Union Highway Old Oregon Trail
No. of Bidders 8 Low Bidder Rock Process, Inc., Bend
Low Bid \$ 159,000.00

Engineer's Recommendation: Award to low bidder.

No. 2 Project Wallowa Lake Hwy. @ Monroe Ave. (LaGrande) Contract No. 9281
Type of Work Grading, Paving & Signals F.A. Proj. No. F-7(9)
County Union Highway Wallowa Lake
No. of Bidders 3 Low Bidder Steeck Electric Co., Medford
Low Bid \$ 135,638.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

No. 3 Project Beaverton-Tualatin Hwy. @ SW Locust St. Contract No. 9282
Type of Work Traffic Signal Installation F.A. Proj. No. HES 9091(7)
County Washington Highway Beaverton-Tualatin
No. of Bidders 4 Low Bidder Hamilton Electric, Inc., Eugene
Low Bid \$ 42,715.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 5-5-81

A

6-18-81

No. 4 Project Powder River (Beaver Cr. Rd.) Br. Contract No. 9283

Type of Work Grading, Surfacing & Structure F.A. Proj. No. SOS-0100(2)

County Baker Highway County Road

No. of Bidders 4 Low Bidder Kniestadt & Sons, The Dalles

Low Bid \$ 96,476.00 "B"

Engineer's Recommendation: Award to low bidder subject to concurrence of Baker County and the sum of \$13,050.00 is deposited by the County.

No. 5 Project Oswego Hwy. @ Cedar oak Dr. & Hidden Springs Rd. (West Linn)

Type of Work Grading, Paving & Signals F.A. Proj. No. IX-9565(10)

County Clackamas Highway Oswego

No. of Bidders 4 Low Bidder Tice Electric Company, Portland

Low Bid \$ 163,950.00

Engineer's Recommendations: Reject all bids

No. 6 Project S. Bank Chetco River Rd. U'Xing Contract No. 9285

Type of Work Grading, Paving & Signing F.A. Proj. No. RS-A301(3)

County Curry Highway FAS A301

No. of Bidders 7 Low Bidder Horton Bros., Inc., Brookings

Low Bid \$ 262,437.00

Engineer's Recommendations: Award to low bidder subject to concurrence of Curry County and the sum of \$23,600.00 is deposited by the County.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 5-5-81

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6-18-81

No. 7 Project Deschutes River (Twin Bridges Rd.) Br. Contract No. 9286
Type of Work Structure F.A. Proj. No. BROS-0900(5)
County Deschutes Highway Twin Bridges Road
No. of Bidders 11 Low Bidder A. K. Lundmark & Son, Inc., Colton
Low Bid \$ 101,407.00

Engineer's Recommendation: Award to low bidder subject to concurrence of Deschutes County and the sum of \$23,060.00 is deposited by the County.

No. 8 Project Little Deschutes River (Masten Rd.) Br. Contract No. 9287
Type of Work Structure F.A. Proj. No. BROS-0900(4)
County Deschutes Highway Masten Road
No. of Bidders 6 Low Bidder A. K. Lundmark & Son, Inc., Colton
Low Bid \$ 119,110.00

Engineer's Recommendations: Award to low bidder subject to concurrence of Deschutes County and the sum of \$27,040.00 is deposited by the County.

No. 9 Project Redmond S.C.L.-Whittemore Rd., N. Unit Contract No. 9288
Type of Work Grading & Paving F.A. Proj. No. F-4-2(11)
County Deschutes Highway The Dalles-California
No. of Bidders 7 Low Bidder R. L. Coats, Bend
Low Bid \$ 623,847.00

Engineer's Recommendations: Award to low bidder subject to concurrence of the FHWA.

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 5-5-81

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6-18-81

No. 10 Project 28th Ave.-34th Ave. Contract No. 9289
Type of Work Grade, Pave, Signals & Landscaping F.A. Proj. No. M-0000(36)
County Lane Highway Hilyard Street
No. of Bidders 3 Low Bidder Morse Bros. Contractors, Inc., Lebanon
Low Bid \$ 1,518,642.00

Engineer's Recommendation: Award to low bidder, pending MBE review, subject to concurrence of the City of Eugene and the FHWA and the sum of \$97,200.00 is deposited by the City.

2nd Bidder: Wildish Construction Co. \$1,546,817.00
3rd Bidder: Eugene Sand & Gravel, Inc. \$1,686,168.00

No. 11 Project "S" Curve (Woodburn) Contract No. 9290
Type of Work Grading and Paving F.A. Proj. No. F-75(6)
County Marion Highway Hillsboro-Silverton
No. of Bidders 13 Low Bidder Roy L. Houck Construction Company, Salem
Low Bid \$ 239,819.80

Engineer's Recommendation: Award to low bidder, pending MBE review, subject to concurrence of the FHWA.

2nd Bidder: D & D Paving Co. \$248,860.45
3rd Bidder: North Santiam Paving Company \$273,205.99

No. 12 Project Willamette River (Marion St.) Br.
Type of Work _____ F.A. Proj. No. F-IX-BRF-47(13)
County Polk & Marion Highway Willamina-Salem
No. of Bidders _____ Low Bidder _____
Low Bid \$ _____ Engineer's Est. \$ _____ % Above Eng. Est. _____

Engineer's Recommendation:

P R O J E C T P O S T P O N E D

APPROVED BY CHAIRMAN
ANTHONY YTURRI

DATE 5-5-81

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6-18-81

No. 13 Project N. Yamhill River (Oak Ridge Rd.) Br. Contract No. 9292

Type of Work Structure F.A. Proj. No. SOS-3600(1)

County Yamhill Highway County Road

No. of Bidders 9 Low Bidder Ross Bros. Construction, Inc., Salem

Low Bid \$ 146,967.00

Engineer's Recommendation: Award to low bidder subject to concurrence of
of Yamhill County and the sum of \$24,200.00
is deposited by the County.

No. 14 Project Lake-Harney County Line Rock Production Contract No. 9293

Type of Work Rock Production F.A. Proj. No. State

County Harney Highway Central Oregon

No. of Bidders 3 Low Bidder R. L. Coats, Bend

Low Bid \$ 111,000.00

Engineer's Recommendations: Award to low bidder.

On May 5, 1981, I accepted the State Highway Engineer's recommendation for award of the projects on which bids were received April 30, 1981, and authorized him to sign the contracts when conditions for the awards have been met. On Jobs 10 and 11, if the low bidder fails to meet MBE requirements, award will be made to next lowest bidder pending MBE review and cost justification.

Dated this 11 day of May, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

A
6-18-81

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50754	Maleski, Rose	\$ 39,000.00
51112	Moore, Lloyd A. & Edith L.	400.00
	2 Transactions	\$ 39,400.00

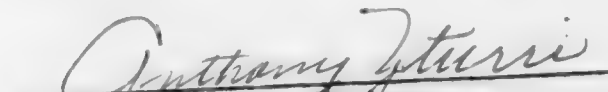
- (2) Agreement with the City of Dallas and Towmotor Corporation for installation of traffic signals on Uglow Street at the Towmotor crossing. The City has requested the State to design and install the traffic signals. The City will be responsible for maintenance of the signals and the cost of electrical energy. The Company will pay all costs of the project. (Local Government Unit)
- (3) Agreement with Weyerhaeuser Company granting to the Highway Division and State Police a permit to establish a radio site in Douglas County. The costs shall be \$1,000 per year for the site and location of the facility; the costs to be shared with the Oregon State Police. (Legal)
- (4) Agreement with Travel Information Council, Travel InfoCentres, Inc., Color and Design, Inc., and the Highway Division, relating to cleaning of the gazebos by the Highway Division and payment for such services by Color and Design, Inc., and Travel InfoCentres, Inc. (Legal)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 11 day of May, 1981

APPROVED

STATE HIGHWAY ENGINEER
Date 5/2/81


Anthony Yturri, Chairman
Oregon Transportation Commission

TO: Oregon Transportation Commission

A

6-18-81

SUBJECT: Report of Confirmation of Action Taken Under Delegated Authority

No. 1 Project Willamette River (Marion St.) Br. Contract No. 9291

Type of Work Grading, Paving, Structure, Signing, Illumination & Signals F.A. Proj. No. F-IX-BRF-47(13)

County Polk & Marion Highway Willamina-Salem

No. of Bidders 5 Low Bidder Hamilton Construction Co. (OREGON)

Low Bid \$ 7,870,838.00 "A"

Engineer's Recommendation: Award to low bidder, pending MBE review, subject to concurrence of the FHWA.

2nd Bidder: Sletten Construction Co.
3rd Bidder: Sletten Construction Co.

Alt. "B" \$8,791,246.99
Alt. "A" \$8,815,664.99

On May 11, 1981, I accepted the State Highway Engineer's recommendation for award of the above project on which bids were received May 7, 1981, and authorized him to sign the contract when conditions for the award have been met. If the low bidder fails to meet MBE requirements, award will be made to next lowest bidder pending MBE review and cost justification.

Dated this 28 day of May, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

A
6-18-81

TO: Oregon Transportation Commission

SUBJECT: Report of Confirmation of Actions Taken Under Delegated Authority

No. 1 Project Justice Center - Phase 3 Contract No. 9294
Type of Work Building F.A. Proj. No. I-205-7(76)312
County Multnomah Highway ---
No. of Bidders 5 Low Bidder Hoffman Construction Company, Portland
Low Bid \$ 40,050,000.00 "B"

Engineer's Recommendation: Award to low bidder, pending MBE review, subject to concurrence of the FHWA.

2nd Bidder: Huber, Hunt & Nichols, Inc. Alt. "B" \$41,950,000.00
3rd Bidder: Todd Building Company Alt. "B" \$43,482,000.00

No. 2 Project Polallie Cr.-Cooper Spur Detour Contract No. 9295
Type of Work Grading & Paving F.A. Proj. No. ERFO-326(1)
County Hood River Highway Cooper Spur Rd.
No. of Bidders 8 Low Bidder C. W. McCallen Construction Co., Beaverton
Low Bid \$ 459,706.00

Engineer's Recommendations: Award to low bidder, pending MBE review, subject to concurrence of the FHWA.

2nd Bidder: Dirt & Aggregate Interchange
3rd Bidder: Jarl Construction, Inc.

\$483,377.00
\$498,770.00

On May 19, 1981, I accepted the State Highway Engineer's recommendation for award of the above projects on which bids were received May 14, 1981, and authorized him to sign the contract when conditions for the award have been met. If the low bidder fails to meet MBE requirements, award will be made to next lowest bidder pending MBE review and cost justification.

Dated this 18 day of May, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

A
JUN 19 1981

TO: Oregon Transportation Commission 6-18-81

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
44110	Wood, Ralph E. & Eulalia et al	\$ 23,250.00
50871	Soloman, Joyce M.	56,000.00
50890	McCormick, Joseph W. & Ruby R.	112,500.00
50937	Holt, Raymond E.	3,300.00
51373	M & J Investment Company	36,150.00
51377	Haberlach, Alfred L. & Marjorie E.	17,750.00
51558	Hughes, Gary	200.00
51617	Lewis, Gary M. & Margaret	3,000.00
	8 Transactions	\$ 252,150.00

- (2) Grant of Access to Ralph B. Lieby, Jr. for a reservation at Sta. 979+50BK on the Cascade Gorge-Forest Boundary Section of the Crater Lake Hwy. in Jackson County. File 34237.
- (3) Grant of Access to Wheeler Ranch at Sta. 132+80 on the Newberg-Gearin Corner Section of the Hillsboro-Silverton Hwy. in Yamhill County. File 25344.
- (4) Agreement with the City of St. Helens and Payless Drugstores Northwest for the installation of traffic signals on the Lower Columbia River Highway at the Payless Entrance. The State will design, install and maintain the traffic signals. The City will pay all costs of electrical energy and the Company will pay all costs of the project. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 28 day of May, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

[Signature]
STATE HIGHWAY ENGINEER

Date 5/25/81

TO: Oregon Transportation Commission

MINUTES OF A
6-18-81

SUBJECT: Report of Actions Taken Under Delegated Authority

(1) Options or Other Documents Relating to Property Acquisition (Right of Way)

<u>Number</u>	<u>Name</u>	<u>Consideration</u>
50873	Nutting, Mary G. et al	\$ 285,000.00
51115	Langdon, James H. & Betty J.	-0-
51457	OCTO-BEE, Ltd.	35,000.00
51633	Everiss, Daniel L.	1,775.00
51822	Black Bull Enterprises, Inc.	-0-
	5 Transactions	\$ 321,775.00

- (2) Letter-Form Agreement with the City of Woodburn for installation of emergency vehicle pre-emption devices on traffic signals at the intersection of the Pacific Highway East and the Hillsboro-Silverton Highway (Mt. Hood Avenue). The State will design, install and maintain the equipment. The City has agreed to pay all costs of the project. (Local Government)

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith for the Commission, I approve all actions listed above and report this action for your official records.

Dated this 4 day of June, 1981

Anthony Yturri
Anthony Yturri, Chairman
Oregon Transportation Commission

APPROVED

H. S. Smith
STATE HIGHWAY ENGINEER

Date

5/29/81

B

6-18-81

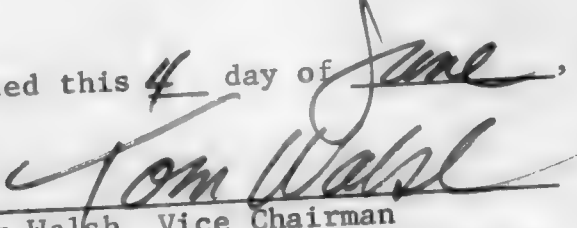
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Action Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved the agreement listed below and report this action for your official records:

On June 1, 1981, approved an agreement with Central Oregon Irrigation District covering the Redmond S.C.L.-Whittemore Road, North Unit Section, of The Dalles-California Highway in Deschutes County.

Dated this 4 day of June, 1981


Tom Walsh, Vice Chairman
Oregon Transportation Commission

6-18-81

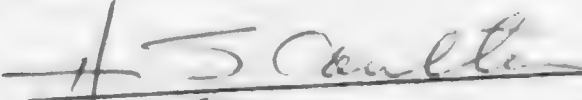
TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under
Delegated Authority

By your duly adopted delegation order, you authorized me in my official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority and acting in accordance therewith for the Commission, I approved all actions listed below and report this action for your official records:

- 1) On May 12, 1981, approved an amendment to a Revocable License DOT-CG13-508-79 with the U.S. Coast Guard regarding the communication site at Yaquina Head in Lincoln County.
- 2) On April 10, 1981, approved the establishment of a 45 MPH speed zone on the Klamath Falls-Malin Highway from its junction with the Klamath Falls-Lakeview Highway to south of Keller Road in Klamath County. (Speed Zone Order No. 859) Approved by Larry Rulien on behalf of State Highway Engineer.
- 3) On April 22, 1981, established a temporary construction speed zone of 35 MPH from M.P. 4.60 to M.P. 6.00 on Wallace Bridge-Upper Salt Creek Road Section of the Willamina-Salem Highway in Polk County. Speed zoning to be in effect during all stages of the bridge construction over Mill Creek.
- 4) On May 27, 1981, approved an addendum to Explosives Service Company covering additional work as an expert witness and adviser for the Department in litigation relating to Contract No. 8003, Pacific Highway, Douglas County (S. D. Spencer and Sons - Mt. Nebo case). Cost not to exceed \$4,400.
- 5) On June 1, 1981, established several speed zones on Willamina-Sheridan Highway in Polk and Yamhill Counties in the vicinity of Willamina. Rescinds Speed Zone Rule No. 693 dated March 31, 1975. (See Speed Zone Order No. 860)

Dated this 9 day of June, 1981


H. S. Coulter
State Highway Engineer
- 4172 -

C

6-18-81

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report of Actions Taken Under Delegated Authority

On behalf of the Commission and under authority delegated to me to award contracts, I awarded the following contracts:

- 1) Work on the Wallowa Lake Highway at Monroe Avenue in La Grande, Union County. Bids received April 30, 1981. Contract No. 9281 awarded May 5, 1981, to Steeck Electric Company, Medford, at \$135,638.
- 2) Traffic signal installation on the Beaverton-Tualatin Highway at S. W. Locust Street in Washington County. Bids received April 30, 1981. Contract No. 9282 awarded May 5, 1981, to Hamilton Electric, Inc., Eugene, at \$42,715.
- 3) Work on Powder River (Beaver Creek Road) Bridge in Baker County. Bids received April 30, 1981. Contract No. 9283 awarded May 15, 1981, to Kniestadt and Sons, The Dalles, at \$96,476. (Alt. B.)
- 4) Work on South Bank Chetco River Road Undercrossing Section of FAS A301 in Curry County. Bids received April 30, 1981. Contract No. 9285 awarded May 18, 1981, to Horton Bros., Inc., Brookings, at \$262,437.
- 5) Deschutes River (Twin Bridges Road) Bridge in Deschutes County. Bids received April 30, 1981. Contract No. 9286 awarded May 22, 1981, to A. K. Lundmark and Sons, Inc., Colton, at \$101,407.
- 6) Little Deschutes River (Masten Road) Bridge in Deschutes County. Bids received April 30, 1981. Contract No. 9287 awarded May 22, 1981, to A. K. Lundmark and Son, Inc., Colton, at \$119,110.
- 7) Work on Redmond South City Limits-Whittemore Road, North Unit Section of The Dalles-California Highway in Deschutes County. Bids received April 30, 1981. Contract No. 9288 awarded May 5, 1981, to R. L. Coats, Bend, at \$623,847.

6-18-81

- 8) Work on 28th Avenue-34th Avenue Section of Hilyard Street in Eugene, Lane County. Bids received April 30, 1981. Contract No. 9289 awarded May 21, 1981, to Morse Bros. Contractors, Inc., Lebanon, at \$1,518,642.
- 9) Work on the "S" Curve (Woodburn) Section of the Hillsboro-Silverton Highway in Marion County. Bids received April 30, 1981. Contract No. 9290 awarded May 5, 1981, to Roy L. Houck Construction Company, Salem, at \$239,819.80.
- 10) Work on Willamette River (Marion Street) Bridge Section of Willamina-Salem Highway in Polk and Marion Counties. Bids received May 7, 1981. Contract No. 9291 awarded May 15, 1981, to Hamilton Construction Co. (Oregon), Springfield, at \$7,870,838 (Alternate A).
- 11) North Yamhill River (Oak Ridge Road) Bridge in Yamhill County. Bids received April 30, 1981. Contract No. 9292 awarded May 12, 1981, to Ross Bros. Construction, Inc., Salem at \$146,967.
- 12) Polallie Creek-Cooper Spur Detour in Hood River County. Bids received May 14, 1981. Contract No. 9295 awarded May 19, 1981, to C. W. McCallen Construction Company, Beaverton, at \$459,706.
- 13) Building the Justice Center, Phase 3, in Portland, Multnomah County. Bids received May 14, 1981. Contract No. 9294 awarded May 28, 1981, to Hoffman Construction Company, Portland. The Chairman accepted the total amount of the contract at \$40,050,000. Later it was determined that the total amount should include Alternate 1 at \$27,000 and Alternate 2 at \$79,000 making the total amount \$40,156,000. The contract was awarded by the State Highway Engineer in the amount of \$40,156,000 with the understanding that the State retained the right for a period of 90 days from date of award, to remove Alternates 1 and/or 2 from the contract at the lump sum amount bid for each.

6-18-81

- 14) Pavement markers on the Washington State Line-Lane County Line Section of the Oregon Coast Highway in Clatsop, Tillamook and Lincoln Counties. Bids received May 28, 1981. Contract No. 9298 awarded June 1, 1981, to The KASPAC Corporation dba KASPAC Industries, Inc., Seattle, WA, at \$85,275.
- 15) Work on the Powder River Section of the Whitney Highway in Baker County. Bids received May 28, 1981. Contract No. 9300 awarded June 1, 1981, to Nelson-Deppe, Inc., Nampa, ID, at \$340,170.
- 16) Paving on the Davis Slough-Bullards Bridge Section of the Oregon Coast Highway in Coos County. Bids received May 28, 1981. Contract No. 9301 awarded June 1, 1981, to Fabricators, Incorporated, Salem, at \$1,783,998.18.
- 17) Work on the Florence-Eugene Highway at Fisher Road in Lane County. Bids received May 28, 1981. Contract No. 9304 awarded June 1, 1981, to Wildish Construction Co., Eugene, at \$74,791.40.
- 18) Guardrail on the McKenzie Highway at Goodpasture Road in Lane County. Bids received May 28, 1981. Contract No. 9305 awarded June 1, 1981, to R. A. Hatch Co., Bend, at \$31,840.
- 19) Work on the Painted Hills Road-Mitchell Section of the Ochoco Highway in Wheeler County. Bids received May 28, 1981. Contract No. 9307 awarded June 1, 1981, to Western Mixing Co., Eugene, at \$943,716.30.
- 20) Paving on the West Fork Dairy Creek-Tillamook Junction Section of the Sunset Highway in Washington County. Bids received May 28, 1981. Contract No. 9308 awarded June 1, 1981, to Cascade Construction Company, Inc., Portland, at \$1,008,366.
- 21) Work on the Dodge Canyon Creek-Westwood Street Section of the Elkton-Sutherlin Highway in Douglas County. Bids received May 28, 1981. Contract No. 9296 awarded June 4, 1981, to Roseburg Paving, Inc., Roseburg, at \$809,461.40.

6-18-81

- 22) Work on the Cape Creek Tunnel-Sutton Lake Section of the Oregon Coast Highway in Lane County. Bids received May 28, 1981. Contract No. 9297 awarded June 4, 1981, to Fabricators, Incorporated, Salem, at \$1,444,678.70.
- 23) Work on the Austin Junction Section of the Whitney Highway in Grant County. Bids received May 28, 1981. Contract No. 9302 awarded June 4, 1981, to Nelson-Deppe, Inc., Nampa, ID, at \$929,173.25 with a lump sum reduction of \$20,000 for a total of \$909,173.25.
- 24) Work on the Ash Creek Bridge No. 4599A Section of the Independence Highway in Polk County. Bids received May 28, 1981. Contract No. 9306 awarded June 4, 1981, to Gervais Construction, Inc., Woodburn, at \$549,100.58 (Alternate A).

Dated this 9 day of June, 1981



H. S. Coulter
State Highway Engineer

6-18-81

REPORT OF ACTION UNDER DELEGATED AUTHORITY BY
ASSISTANT STATE HIGHWAY ENGINEER

On behalf of the Commission and under authority delegated to me to accept contracts completed according to specifications, I accepted the following:

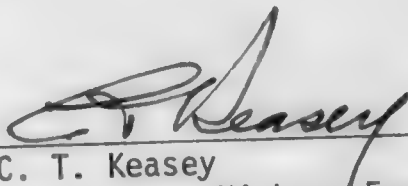
<u>Contractor and Contract No.</u>	<u>Section & County</u>	<u>Acceptance Date</u>
Douglas S.Coats, Inc. No. 9143	Willow Cr. Br. (Heppner) Morrow County	May 8, 1981
Columbia Pacific Construction Co. No. 9035	Molalla River (Goods) Bridge Clackamas County	May 8, 1981
Babler Bros., Inc. No. 9055	Zigzag River-Ski Bowl Frontage Road Clackamas County	May 8, 1981
Hamilton Electric, Inc. No. 9088	Klamath Falls-Lakeview Hwy. @ Avalon St. Klamath County	May 11, 1981
East County Electric Co. No. 9104	CBD Signal System Expansion (Portland) Multnomah County	May 11, 1981
Roy E. Ladd, Inc. & Carl R. McConnell No. 8808	SE Yamhill St.-SE Powell Blvd. Multnomah County	May 12, 1981
Coral Const. Co. No. 9082	E. Fremont Intchge.-SW Corbett Ave. U'Xing & Stadium Fwy. Multnomah County	May 13, 1981
Wildish Corvallis Construction Co. No. 9032	Elm St.-34th Ave. (Albany) Linn County	May 15, 1981
Wagner Const. Co. No. 9122	Justice Center, Phase 1 Multnomah County	May 20, 1981
Tice Electric Co. No. 9140	Clackamas Hwy. @ Freeman Ave. (Milwaukie) Clackamas County	May 21, 1981
Select Contractors, Inc. No. 9184	Lane Co. Pavement Marking Project #3 Lane County	May 28, 1981

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6-18-81

<u>Contractor and Contract No.</u>	<u>Section & County</u>	<u>Acceptance Date</u>
J. C. Compton Co. No. 9022	Twin Meadows Rd.-Santiam Jct. Linn County	May 29, 1981
Poe Asphalt Paving, Inc. No. 9116	Bully Cr. Rd.-Ritter Jct. Grant County	June 1, 1981
W. R. Grasle Co. No. 8711	SW Pine St.-SW Madison St. (Portland) Multnomah County	June 4, 1981

June 4, 1981


C. T. Keasey
Asst. State Highway Engineer

June 1981

TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Right of Way Manager (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Extension to Service Contract No. 79-3 with Southern Pacific Transportation Co. for the grade crossing at Douglas St. in Roseburg in Douglas Co. Approved April 27, 1981. RR 975 (23-50).
- (2) Service Contract with Union Pacific Railroad Co. for grade crossing protection devices at N.E. 158th Ave. in Multnomah County. Approved May 7, 1981. RR 907 (23-50).
- (3) Construction-Maintenance Agreement with Burlington Northern Inc. for grade crossing protection devices at Adams Point Rd. in Klamath County. Approved May 11, 1981. RR 1060 (23-50).
- (4) Service Contract with Southern Pacific Transportation Co. for grade crossing protection devices at Sixth St. (Medford) in Jackson County. Approved May 11, 1981. RR 1069 (23-50).
- (5) Sale of 4.78 acres excess property on the Monroe-Lane Co. Line Section of the Pacific Hwy. West in Benton County for a minimum consideration of \$2,000. Approved May 15, 1981. File 4523 (23-43).
- (6) Sale of 2,038 square feet excess property on the N. Portland Harbor-Russell St. Section of the Pacific Hwy. in Multnomah County for a minimum consideration of \$2,050. Approved May 18, 1981. Files 30251, 2, 3, 5, 31893 (23-43).
- (7) Agreement with the Union Pacific Railroad Co. covering property rights for Division St. (Weston-Elgin Hwy.) grade crossing near Elgin, Union County. Approved May 19, 1981. RR 1036 (23-50).
- (8) Four Construction Maintenance Agreements with Oregon Electric Railway approved May 19, 1981 (23-50).

S.W. 170th Avenue in Washington Co. RR 1070.

N.E. Conser Road in Linn Co. RR 1071.

S.W. Menlo Road in Washington Co. RR 1072.

1st. Avenue (Junction City) in Lane Co. RR 1073.

6-18-81

Report of June, 1981 (cont.)

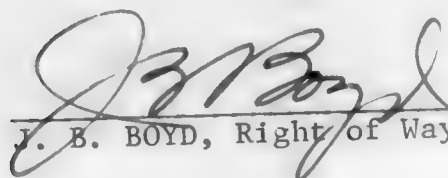
- (9) Right of Way Services Agreement with Washington County for appraising on the McFee Creek Br. Section of Midway Rd. in Washington County. Approved May 20, 1981. Misc. C & A 7227. Agr. 184 (23-45).
- (10) Sale of 60.34 acres excess property (20.85 acres Hwy. and 39.49 acres Parks) on the Jumpoff Joe Creek-Grants Pass Section of the Pacific Hwy. in Josephine County for a minimum consideration of \$58,000.00. Approved May 22, 1981. Files 23293, 23294, 23296, 48109, 48444, 48445 and 48446. (23-43).
- (11) Sale of 0.17 acre more or less excess property on the S.E. Hinkley-Lake Road Section of the East Portland Freeway in Clackamas County, for a minimum consideration of \$13,500.00. Approved May 26, 1981. File 46232 (23-43).
- (12) Sale of 0.20 acre more or less excess property on the S.E. Hinkley-Lake Road Section of the East Portland Freeway in Clackamas County for a minimum consideration of \$14,000.00. Approved May 26, 1981, File 46233 (23-43).
- (13) Sale of 0.64 acre more or less of excess property on the Umatilla-Hermiston Section of the Umatilla-Stanfield Highway in Umatilla County to Umatilla County for a consideration of \$500.00. Approved May 26, 1981. File Q 122 (23-43) and (Administrative Order 33).
- (14) Agreement with Portland Traction Company covering widening and reconstruction of N.W. Eastman Avenue including installation of cantilevered flashing light signals and gates on Railroad's Mount Hood Line, in Gresham, Multnomah County, Oregon. Approved May 22, 1981. RR 1074 (23-50).
- (15) Sales of 7 parcels of excess property on the N. City Limits-4th Street (La Grande) Section of the Old Oregon Trail Highway in Union County as follows:
 - (a) 8.73 acres more or less for a minimum consideration of \$26,650.00. Approved May 29, 1981. Files 34174, 34175 and 34176 (23-43).
 - (b) 1,750 square feet more or less for a minimum consideration of \$50.00. Approved May 29, 1981. File 34187. (23-43).
 - (c) 66,500 square feet more or less for a minimum consideration of \$11,700.00. Approved May 29, 1981. Files 34185 & 34186 (23-43).

6-18-81

Report of June, 1981 (cont.)

- (d) 31,200 square feet more or less for a minimum consideration of \$6,020. Approved May 29, 1981. Files 34181 & 34182 (23-43).
 - (e) 32,400 square feet more or less for a minimum consideration of \$6,500.00. Approved May 29, 1981. Files 34179 & 34180 (23-43).
 - (f) 44,870 square feet more or less for a minimum consideration of \$6,650.00. Approved May 29, 1981. Files 34176 (Parcel 2) & 34177 (23-43).
 - (g) 3,900 square feet more or less for a minimum consideration of \$350.00. Approved May 29, 1981. File 34178 (23-43).
- (16) Construction and Maintenance Agreement with Oregon Electric Railway for the installation of grade crossing protection devices on the Tualatin By-Pass Road and Boones Ferry Road (Tualatin), Washington County, Oregon. Approved June 1, 1981, RR 1075 (23-50).
- (17) Sale of 4,200 square feet of excess property on the S.E. 50th-S.E. 92nd Avenue Section of the Mt. Hood Hwy. in Multnomah County for a minimum consideration of \$20,000.00. (3 ft. permanent slope easement to be retained). Approved June 3, 1981. File 50879 (23-43).

Dated this 4 day of June, 1981.


J. B. BOYD, Right of Way Manager

JBB:aj

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6-18-81

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June 1981


TO: Oregon Transportation Commission

SUBJECT: Report of Actions Taken Under Delegated Authority

Under delegated authority (Delegation Order No. 23) from the Oregon Transportation Commission, subdelegated to the Assistant Right of Way Manager in the absence of the Right of Way Manager, (Administrative Order No. 33), I report that I have taken the following actions for your official records:

- (1) Amendment to Right of Way Services Agreement with the City of Milwaukie to add condemnation actions to State service on the Oatfield Rd. at Lake Rd. (Milwaukie) project in Clackamas County. Approved May 13, 1981. Misc. C & A 6875, Agr. 160 (23-45).

Dated this 4 day of June, 1981.


Rod Henry, Assistant Right of Way Manager

RH:aj

6-18-81

TO: Oregon Transportation Commission

SUBJECT: Report of Action Taken Under Delegated Authority

By your duly adopted delegation order, you authorized the State Parks Administrator, or his designate, in an official capacity to exercise certain authority on behalf of the Oregon Transportation Commission. Pursuant to that authority, and acting in accordance therewith, the Parks Administrator or his designate has approved the following actions and report them for your official records.

On March 17, 1981, approved a Memorandum of Understanding with the U.S. Forest Service, Siuslaw National Forest, Hebo Ranger District; Tillamook County; and the Division of State Lands, for management of the Sand Lake Recreation Area.

On April 28, 1981, approved Helen Huddleston's request to construct a single-family dwelling within the Rogue River Scenic Waterway in Josephine County.

On April 30, 1981, approved Steve Mueller's request to construct a single-family dwelling within the Clackamas River Scenic Waterway in Clackamas County.

On April 30, 1981, approved a Concession Lease Agreement with James D. & Linda E. Chitwood and Dean & Gay Martin at Jessie Honeyman State Park. Lessee is to pay 9% of each calendar year's gross sales to State.

On May 4, 1981, approved a Notice of Lease Extension with William L. and Sherry L. Myers, for lease of the Region 2 Parks Office. Rent shall increase from \$336.00 to \$355.00 per month.

On May 6, 1981, approved a Memorandum of Understanding with the U.S. Forest Service, Mt. Hood District, for operation of an information center at the Vista House at Crown Point State Park.

On May 6, 1981, approved an agreement with the Oregon Chapter of the Sierra Club, Many Rivers Group, for development of the Eugene to the Pacific Crest Trail. State's payments to Club shall not exceed a total of \$1,300.

On May 11, 1981, approved a Concession Lease Agreement with Kenneth Nelson and Ruth Ellen Price at Rooster Rock State Park. Lessee to pay 11% of each calendar year's gross sales to State.

On May 14, 1981, approved a Department of the Army Lease for use and maintenance of lands within the Lost Creek Lake Project in conjunction with the adjacent Casey State Park.

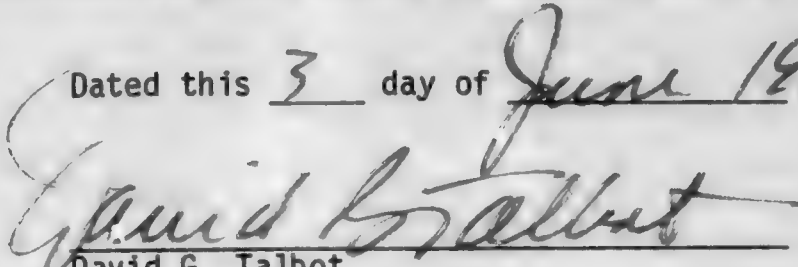
6-18-81

Oregon Transportation Commission
Delegated Authority Report
Page 2

On May 18, 1981, approved a Supplemental Agreement with the Department of the Army for the addition of acreage to Joseph Stewart State Park.

On May 26, 1981, approved a Supplemental Water Supply Agreement with the Fish and Wildlife Department.

Dated this 3 day of June 1981


David G. Talbot
State Parks Administrator

DGT/dmf

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6-18-81

TO: Oregon Transportation Commission

SUBJECT: Confirmation Report
Actions Taken Under Delegated Authority

Pursuant to authority delegated to me, I report the following actions for the Transportation Commission's records:

On May 29, 1981, \$2,860,481.24 was distributed to the counties as their share of motor vehicle revenues (20.07%) for the month of April, 1981.

On May 29, 1981, \$1,713,698.64 (12.17% of the Highway Fund) was distributed to the cities for the month of April, 1981.

(Lists of apportionments on file in Commission Files, Salem.)

Dated this 22nd day of May, 1981

V. E. Skoog

V. E. Skoog, Controller
Highway Division

Attachments

cc: F. B. Klaboe
John Earley

June 23, 1981
Salem, Oregon

The Oregon Transportation Commission held a special telephone meeting at 3 p.m. originating in Room 135, Transportation Building, Salem. Notice of the meeting was made by press release to newspapers of general and local circulation throughout the State. The following persons were on the telephone at the locations given:

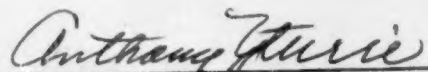
Anthony Yturri, Chairman, Ontario
Tom Walsh, Vice Chairman, Seattle, Washington
Gordon Coleman, Member, Eugene
F. B. Klaboe, Director of Transportation, Salem
Fred Miller, Assistant Director for Administration, Salem
J. B. Boyd, Right of Way Manager, Salem
John Earley, Public Information Officer, Salem
Robert W. Gormsen, Manager, Commission Services

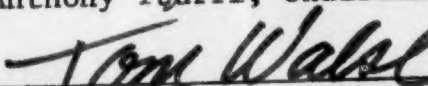
Mr. Klaboe stated the purpose of the meeting was to amend an existing agreement with the architectural firm of Zimmer, Gunsul Frasca Partnership for their services to be performed in connection with Phase 3 of the Justice Center in Portland in an amount not to exceed \$698,000.


The supplemental agreement appears to be justified on the basis of Mr. Boyd's study.

After a brief discussion, the Commission unanimously approved the agreement (Supplement No. 14).

The meeting adjourned at 3:10 p.m.

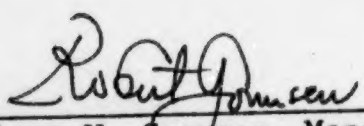

Anthony Yturri, Chairman


Tom Walsh, Vice Chairman


Peter J. Brix, Commissioner

B. Gordon Coleman, Commissioner

Michael P. Hollern, Commissioner


Robert W. Gormsen, Manager
Commission Services

June 29, 1981
Salem, Oregon

The Oregon Transportation Commission held an emergency telephone meeting at 2 p.m., originating in the Director's Office, Room 135, Transportation Building, Salem. Notice of the meeting was made by press release to newspapers of general and local circulation throughout the State. The following persons were on the telephone at the locations given:

Anthony Yturri, Chairman, Ontario
Tom Walsh, Vice Chairman, Portland
Peter Brix, Member, Portland
B. Gordon Coleman, Member, Eugene

Also in attendance in Salem were:

Fred Miller, Assistant Director for Administration
Paul Burket, Aeronautics Division Administrator
George Bell, Assistant Director for Intergovernmental
and Public Affairs
John Earley, Public Information Officer
Fran Neavoll, Commission Services

Mr. Miller, in the absence of Fred Klaboe, asked Mr. Burket to explain the purpose of the meeting.

Mr. Burket asked for the Commission's approval of the following two financial aid to municipalities grants:

- 1) To the City of Burns in an amount not to exceed \$1,750 to provide 50 percent of the funds required to apply an asphalt fog seal to runway 12/30 of the Burns Municipal Airport.
- 2) To the City of Ontario in an amount not to exceed \$1,000 to procure and install instruments and equipment for a supplementary air weather reporting station at the Ontario Municipal Airport. This grant will be used together with funds from the Idaho Aeronautics and the City of Ontario.

The Commission unanimously approved Mr. Burket's request.

The Commission set an out of town meeting in Portland for the morning of September 24th. Mr. Miller mentioned a Commission briefing had been set for July 21st in the afternoon.

The meeting was adjourned at 2:05 p.m.

Anthony Yturri
Anthony Yturri, Chairman

Tom Walsh
Tom Walsh, Vice Chairman

Peter J. Brix
Peter J. Brix, Commissioner

B. Gordon Coleman, Commissioner

Michael P. Hollern, Commissioner

Robert W. Gormsen
Robert W. Gormsen, Manager
Commission Services

June 29, 1981

- 4188 -

STATE OF OREGON

Microfilmed Public Record

(In accordance with the provisions of ORS 192.040 through 192.070)

Name of Agency: Dept of Transportation

Title of Record Series: Commission Meeting
Minutes

Arrangement
of Records: Chronological

Index:

INDEXING: Begins with NOV 4, 19 Ends with: June 29, 1981

FLASH CARDS:

Remarks:

Reel No. 13 Reduction Ratio 21 X Project No.

Camera: Name Bell : Howell Model Film Master Film 16 mm A# 4

CAMERA OPERATOR'S CERTIFICATE

I certify that I have on this 16 day of December 1981 photographed the documents appearing on this roll of film, that they are true copies of documents, found in the record file described above, and that the integrity of the above described record file has been maintained on the film by microfilming each document in the exact order in which it was found in the file, with the exception, if any, of documents omitted because of technical difficulties and/or by error, as indicated on the film in the cross-reference notes or retake certificate.

I further certify that the microfilm on which these documents are recorded was procured as permanent film of the slow burning cellulose ester or polyester type known as safety photographic film, conforming to applicable standards of the American National Standards Institute; and that the processing conforms to the standards for permanent film; and that sample of film processed by this Service are periodically tested.

Signature Gayle Canabure